

# Visiting Refusals Ruled Unnecessary by Court

Reprint from CMC Communicator

The First District Appellate Court has held in *re French-Owen* that a suspension of prison visiting privileges for inmate wives who refused to submit to a full strip search was not necessary for the reasonable security of the institution and violated prisoners' right to have visitors.

Two wives of prison inmates went to San Quentin to visit their husbands. At the main gate, each woman was asked by a male officer to submit to an unclothed body search. Since it was the first time either one had been asked, they did not know that the search would be conducted by a female correctional officer. Thus when they both refused, visits were denied them.

Sometime later Warden Sumner sent a letter to both women advising them that their visiting privileges were suspended for an indefinite period of time. The letter informed the women that they could apply for restoration of the privilege in six months. This letter was issued under a prison rule which regarded a refusal to be searched as a "tacit admission" of an attempt to smuggle in contraband.

The husbands petitioned for habeas corpus in the local Superior Court. The writ was granted, and the state appealed. In granting the writ, the lower court had ruled that suspension of visiting privileges was an unnecessary restrictive sanction whether it applied to spouses or non-spouses.

The appellate court also pointed out that the prison's right to condition a visit of suspected individuals on their consent to a strip search is unquestioned.

They noted that only the reasonableness of the prison's plan to neutralize a "speculative threat to security" was at issue, and that however real the threat could be neutralized simply by informing the suspect visitor that he or she would be strip-searched before any future visits.

It was noted by the court that double standards were applied on the two wives by Warden Sumner. Prison officials complied with the order of the Superior Court's ruling and permitted Mrs. French and Mrs. Owen to visit their husbands. However, the prison denied the wives contact visits with their husbands, after they submitted to an unclothed body search.

In regard to that treatment, the appellate court stated, "We also hold that the manner in which the prison is complying with the trial court's injunction, allowing the women into the prison after strip-searching them, but only for non-contact visits, violates statewide administrative regulations pertaining to contact visits."

In rejecting the Attorney General's argument that the

law forbids a court to "second guess" the judgment of prison authorities, the appellate court pointed out that the right of prison officials to deal with security threats is not at issue here. The court recognized that right, but the prison's action was unnecessarily restrictive and violated the prisoners' right to have visits.

This ruling is not final for 60 days, and it should be noted that the Attorney General plans to appeal the ruling—at the request of San Quentin officials.

Until there is a final ruling on this matter there will be no change in policy regarding visiting privileges at San Quentin.

## Jury Wants Prison Hospital Kept Open

Despite myriad problems with the facilities, equipment and staffing, the hospital at San Quentin should be kept open and the state Legislature should spend the money needed to improve it.

That was the conclusion of a Marin County Grand Jury report on the hospital. The report, signed by jury foreman William E. Steen, was done by the Special Assignments Committee.

The Jury's study of the prison hospital came after a Marin Superior Court judge ruled last January that the hospital must be improved so that it can be licensed by the state. If it is not, the judge ruled, the hospital must be closed after Dec. 31.

State prison officials estimate the cost of improving the hospital, which serves as the main hospital for the entire prison system, would be about \$900,000.

Among the problems at the hospital cited in the report are a "gross lack of fire safety due to wooden wall partitions" and other conditions; inadequate staffing with an insufficient number of registered nurses, especially on the psychiatric ward; a lack of written policies for the pharmacy; lack of written policies for the pharmacy; lack of a dietician; lack of thermostats to control temperatures in the cells and the water temperature; lack of equipment to handle heart attacks; and the use of inmates in record keeping areas which makes it impossible to keep such records confidential.

The hospital also needs additional beds because the state prison system expects a 60 percent increase in prison population in the next five years because of changes in sentencing laws. Also, additional psychiatric personnel are needed and some provisions need to be made for long-term psychiatric care.

The jury concluded the report with a strong recommendation to the Legislature.

### POPULATION COUNT

2,960

June 12

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. L, No. 17

TAMAL, CALIFORNIA 94964

Friday, June 13, 1980

## Ranch Prisoner Slashed on Arm Phantom Diner Impressed By Messhall Improvements

Fred Bunker, 33, from San Bernardino County, suffered a deep cut on his right forearm during an altercation at the Ranch last Sunday, according to Mike Madding, prison information officer.

Bunker, who claimed he fell and cut his arm, is in good condition after receiving treatment at the prison hospital.

After checking out Bunker's claim that he fell and hurt himself, no evidence could be found to support it.

As the result of a nine-hour investigation authorities theorize that Bunker was injured during an altercation with two other convicts, said Madding.

The incident is considered a personal dispute and non-racial, according to Madding.

### Max B Prisoner Stabbed 3 Times

On June 8, at 10:22 a.m., Warren Wells, 33, from San Francisco was stabbed three times while on the way to the shower in north block, according to Mike Madding, prison information officer.

Wells was stabbed once in the chest and once each in the back and arm, said Madding. He was taken to Marin General Hospital where he was treated and reported in good condition.

"One shot was fired to break up the altercation," Madding said. "We found two 12-inch prison made knives at the scene."

Three suspects are being held and the incident appears to be tip-connected and not racial, according to Madding.

## Education Center Gives Workshop

The Educational Guidance Center in Berkeley is giving a workshop in San Quentin on educational financial aid June 18 at 9:30 a.m. in the education building.

They will assist you in choosing a college or trade school, and putting in for financial aid.

To attend, sign up with Susanna Broughton in the education department or at the Community Resource Information Center in the library.

Those in restrictive housing can write to the CRIC in the library building for assistance, according to Frances DeMarco, CRIC.

### SQ Authorities Lift Lockdown

Prison authorities lifted a month-long lockdown Wednesday, unlocking all mainline units except A Section.

The lockdown came as a result of two separate racial incidents last month that left five San Quentin prisoners wounded.

All of the east block is now back on a normal routine, according to Mrs. Melanie Nyberg, prison spokesperson. A Section is running under a limited unlock—preferred workers only.

The status of A Section will be reviewed at a later date, said Nyberg.

The Phantom Diner has decided to resurface and give the News the benefit of his culinary expertise.

According to the Phantom Diner there has been a definite overall improvement in the menu and preparation of the food in the past three weeks.

He cites the fact that out of the 38 meals he ate and graded during a three-week period, he found 13 of them to be "good," 21 of them to be graded as "adequate," and four to be of "poor quality."

Of the 13 good meals, five were breakfasts five were lunches and three were dinners.

There were three "poor" dinners and one "poor" breakfast graded by the Phantom. All of these came during the week of May 18-25. There were no "poor" meals, according to our expert, during the week of June 2-8... all were either adequate or good.

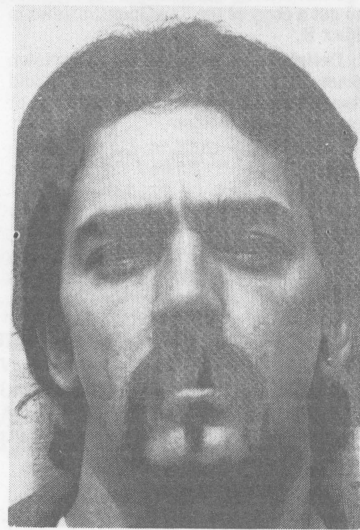
"The bakery is still up to its usual high standards," reports the Phantom, "and the dining rooms are in better shape than they were."

The Phantom Diner also saw

## New Reporter Hired

Dana Mejia, age 30, has been selected as the new SQ News reporter.

Dana is currently serving a two-year term for second-degree burglary out of San Francisco County. Mejia, originally from Massachusetts, has been living in the San Francisco bay area since 1969.



DANA MEJIA joins San Quentin News Staff.

Although this is his first term in CDC Mejia feels that he has the ability to make a contribution in reporting the news to his fellow inmates. Mejia is a high school graduate with several attempts at a secondary education at two junior colleges—one in Massachusetts and one in San Francisco.

He was assigned as a teacher's aide in the education department until joining the News staff. He was also involved in helping convicts improve their reading skills.

"I feel there are a lot of activities which are of interest to the entire population that can be reported," said SQ's new reporter, "also, there are some things which concern only a small segment of the population that are of equal importance."

the wisdom in acquiring the new thermal cups. "They are much better cups than the old metal ones," he states.

The Phantom is a hotcake and french toast enthusiast. He almost turns purple when they limit him to his issue when he gets to the end of the serving line.

Heard to comment one time, "... hotcakes before liberty," the Phantom can now be heard to moan, "San Quentin syrup is a culinary disaster. It doesn't taste like any kind of syrup that I know of", referring to the syrup served during the breakfast meals on May 24, June 4 and June 7.

After reporting that, he now wonders if there really is a good way to cook a potato, the Phantom complains that he was nearly injured in a contest between his mouth and one of the new superspoons now being used in the dining rooms.

According to the Phantom, both breakfast and lunch meals are continuing to show improvement, but the marked improvement is in the evening meal.

"Good preparation and planning are evident in the quality of the dinners I graded," he states.

Noticeably impressed, the Phantom points to the menus he graded showing the Mexican meal served for dinner June 3. He graded it "good"—giving his reason as "well prepared, satisfying and filling."

He also graded the chicken-leg dinner we had last Saturday as "... a tasty, well prepared meal."

The interview ended with the Phantom—up-pulled collar and all—mumbling something about "Monte Cristo isn't a turkey," as he stole off down the tier in his never-ending quest for food.

## Fired Reporter Granted Rehearing

Robert Scott, fired San Quentin News reporter, has been granted a rehearing on his petition to get his job back by Marin County Superior Court Judge Joseph G. Wilson.

On May 16, relying on a 1979 Federal Appellate Court ruling, Judge Wilson denied Scott's petition. At that time the judge stated that because of a lack of precedent, he was required to defer to the sincerely held views of prison authorities in reaching his decision to reluctantly deny Scott the relief he asked for.

In granting the rehearing requested by Michael Sattris, Prison Law Office, in Scott's behalf, the judge took into account a more recent California Appellate Court ruling.

This decision—*In re French-Owen*—stated in part that the Court did not have to rely solely on the views of prison officials, if the Court felt these views to be contrary to existing law.

The rehearing is set for June 13 in Judge Wilson's courtroom.

USPS 480-700

### — WANTED —

#### SQ News REPORTER

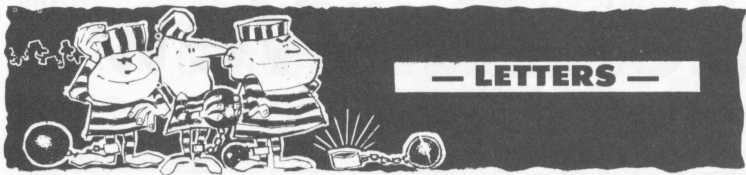
\$20 Pay Number

Black Reporter For Ethnic Balance

Must be able to spell, punctuate and write coherently about sports and other events.

Call Mr. Stocker Ext. 304

Joan Liseter  
23 Rafael Dr.  
San Rafael, CA



Dear Editor:

In the 6-6-80 issue of San Quentin News, one of the letters to the editor asks for "some humor or jokes." Thus this letter.

In prison parlance there is what is known as "my issue." In my past decade-plus of experience with the "Bear" (CDC), this enigma has always been a "bone of contention," hard to see, harder to find and never really understood or solved! What is it?

Though it seems that the journey from the county courthouse to death row is a straight line, one fails to pass go and collect his issue: i.e., trousers, shirt, coat and shoes! However, one does receive, in the guise of a "fishroll," a pair of grey socks, undershorts, t-shirt, towel, short-handled toothbrush, blankets, sheets and a pillow case. All of these items are apparently a part of "my issue," but am I to go to a visit in my underclothes or use the sheet and go disguised as a Halloween ghost? If I were to go as just described I am sure I would get an issue of cat-calls and heehaws, among other things. But would anyone get my point (or the message)?

Also, somewhere in this enigma is hot food! I know it's there; because back in '76 when I was last ensconced in this mausoleum, they had it in the dining hall. But now it has escaped me!

The food carts provided to feed the men on death row fail to keep the meat items hot: i.e., roast beef, steak, pork, chicken, sausage, meatballs and even the frankfurters—all of 'em as cold as is the fish!

The "juteballs" (meatballs) did provide a half-ass handball game. But I was afraid if someone was hit with one, they'd file an A.D.W. on me. So I put a black border around it and stuck it on the wall.

I have asked about "my issue" and finally got a pillow to go with the case and a pair of pants. But since then I've been unable to get the pants changed, as "blues" don't seem to come up here (except for those "blues" known as bureaucratic, buck-passing headaches). Guess they have to be condemned to ride in the elevator, as all we got for clothes are rags.

While the warden's running around collecting grim reminders of this mausoleum to put in his museum, he could stop by a catering service and arrange for 38 hot meals for me and the rest of the row, or find an electrician to fix the hot carts or figure out how to get a totally hot meal from the messhall to the top of north block, which shouldn't be nearly as hard as finding a radio in San Jose.

About the only thing we get enough of up here is waistchains and handcuffs and a lot of cell time, which may or may not be my issue. But this ain't all that really concerns me!

If and when my time comes to take that ride downstairs to the "fabled green room" for my issue, in what is their obviously half-ass fashion of doing things, will they get me only half-gassed! But with an estimated miles per gallon of 6 feet, and now that I know I'm headed from a mausoleum to a museum, I reckon I'll be headed in the right direction, anyway!

To the man that wants humor, do as I do, look in the mirror and say: "It's mind over matter; they don't mind and we don't matter!" Then laugh, cuz that's the guy who got you here!

—S. Ainsworth - C-13201  
Condemned Row

Dear Editor:

Two things I want to ask you about. First, can the MAC do anything about the food carts that come to Death Row always minus food items, not enough of what is there, and always completely cold food?

Secondly, on the warden's museum, where will it be and whose funds will be putting it together? Sacramento says there's not enough funds to upgrade this joint and there is definitely a shortage on bulls to run this joint as it is.

A museum like that is fine as long as prisoners are getting their full issue in all areas, but it's common knowledge they're not, and this joint has tons of problems.

So I don't feel one dime of state funds or any extra time or bulls should be involved in this museum of the warden's until this joint's together. I'd like a response from you and feed back from the other convicts in this joint about what I've said, so feel free to print this.

—Rich "Chic" Mroczko, Death Row

Dear Editor:

I am a member of the M-2 project and regularly visit and correspond with a friend at San Quentin. During my visits I sometimes get to read the San Quentin News. I have found it very informative.

Please enter for me a one-year subscription to the News.

Sincerely,

Bob Skillicorn  
Managing Editor  
Press Democrat

Dear Editor:

Today I received from the State Bar of California, Committee on Criminal Justice "Report and Recommendations on Sentencing and Prison Reform, June, 1975, and "The California Prison System in 1979" a report of the Executive Committee of the Criminal Law Section of the State Bar of California.

From the latter: "San Quentin, Soledad, Folsom, Vacaville and Chino are unfit for human habitation." Page 103.

Concerning Vacaville hospital: "The result is that the prison hospital itself operates in violation of the state law." Page 30.

I could go on and on and I am shocked that these reports are now public record but not very many people are aware of the statements concerning the conditions existing in the state prison system.

My suggestion is that you obtain these reports that I have obtained by writing the Clerk of California State Assembly requesting them under the California Privacy Act of 1974 or the State Bar of California under the same authority. By doing this, you too can review what the State Bar of California has found out that is being concealed from nearly everyone in the State of California by politicians, administrators of prisons, newspapers, radio and TV stations.

Please acknowledge this letter and best of luck in obtaining the reports under legal authority of the California Privacy Act of 1974.

Sincerely,

—Robert G. Moore

Dear Editor:

At the end of this month, I will be leaving The House after five years of working with both prisoners and their families.

It's occurred to me that I've never thanked you for your support of The House over the years. So, thank you from all of us, and we look forward to seeing the SQ News continue, as it is a valuable resource for both prisoners and people on the streets as well.

It's so important to let people on the outside know what's going on inside of prisons, lest they forget the very existence of these institutions in their communities.

Best of luck to you.

Sincerely,

—Barbara Bloom, Director

Dear Editor:

Rah! Rah! I was one of the lucky ones to get a copy of the San Quentin News in Max B.

Delighted I was to see that the "town crier," Doc Stanley, rested his wrist and spared me from hearing his cry of creeping communism.

I personally thought his article on "My husband Is Busted" stunk. As a convict, I sincerely hoped that ole Doc Stanley, either paroled or is on a family visit.

Just out of curiosity, when you presented on your front page, the "Gas Chamber," I ask why are the two sweet seats labeled B before A?

I mean the way it was shown, B came before A (left to right).

Shouldn't all of us remember from grammar school that A is followed by B? And shouldn't each and everyone of us always remember that as we go into the 1980s?

Other than that ever so important reminder . . . All of you on the SQ News, keep up the good work! You guys are good!

Respectfully,

—Terry Cosgrove, Max B

## Dream Work Classes Could be Offered

San Quentin will offer classes in "Dream Work," tentatively starting July 14.

Jeremy Taylor, a professional dream worker, will be offering a dream group experience for 12 interested inmates once a week for 1½ hours.

Members of the group will learn a number of techniques to improve dream recall, understand more of the many meanings in every dream, and to provide help and support to one another in exploring their inner potential for growth, change and transformation.

Anyone interested in participating this group should contact Mr. Ed McNair in prerelease, or call him at ext. 453.

## U.S. Judge Backs Prison Inmates

TACOMA (AP) — U.S. District Judge Jack Tanner ruled that brutality, overcrowding, idleness, poor physical facilities and last summer's long lockdown at the state penitentiary at Walla Walla constitute cruel and unusual punishment.

His ruling came in a suit filed by inmates after the lockdown.

Tanner gave both sides 30 days to devise a plan to correct the conditions and ordered attorneys to recommend to him appointment of a special master to see the order is carried out.

It is too early to tell, he said, whether the prison should be closed completely. That will have to come as both sides devise a plan and timetable for improving conditions at the prison, he said.

He retained jurisdiction in the case and said he would issue a written opinion later.

"I want to make it clear that I do not intend to interfere with the administration of that prison," Tanner said.

"I have read the deposition of Gerald Thompson three times and it is obvious to me that he has very little, if any, experience in administering a maximum security prison such as Walla Walla," Tanner said. Thompson is state Department of Social and Health Services secretary.

He ordered an immediate end to the use of so-called boxcar cells, where prisoners are confined without access to fresh air and light, saying they are "not punishment, they are torture."

That remark was greeted by subdued applause from the courtroom audience, which included families of inmates.

He compared the boxcar cells to the tiger cages of Vietnam.

Several conditions at the prison, said Tanner, violate the U.S. Constitution's prohibition against cruel and unusual punishment.

"There is just no question" that overcrowding constitutes such punishment, he said.

Other conditions that he said make the conditions at the prison unconstitutional are brutality, idleness, poor physical facilities and last summer's lockdown.

Tanner particularly scored last summer's lockdown as part of the pattern of unconstitutional punishment.

"I cannot imagine that anyone would do anything that would justify someone taking a baton and putting it up his rectum. It is uncalled for in any system," Tanner said. He referred to an incident in a riot in last summer's lockdown in which an inmate claimed he was brutalized in that manner.

He cited testimony by

Superintendent James Spalding that the monthlong lockdown was necessary to regain control of the prison.

"The very fact that the administration had lost control seems to me an unconstitutional situation," Tanner said in his hourlong oral opinion.

He said, however, certain conditions complained of by the inmate plaintiffs do not meet unconstitutional standards. These included problems in laundry, mail, complaints of Indian inmates, food service, vocational study programs and other educational programs.

He said that proposed findings of fact, and conclusions and proposals for correcting situations at the prison offered by attorneys for the inmates was too detailed in some places, too broad in others, and should be amended before being included in the order.

## San Quentin News

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The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

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## Senator Withdraws Senate Bill 1677

By Tom Knudson

Last month a bill was introduced into the State Senate regarding prisoner's visiting rights.

SB 1677 was sponsored by Senator Johnson on behalf of the California Department of Corrections (CDC). It would have given the prison administration much more control over visiting rules and regulations.

After several more spokesmen in favor of the bill were heard, it was then the opposition's turn to give their side.

Much of the testimony from the opposition was based on moral principles, harassment, children's rights and basic human dignity.

Some points were brought up about the safety measures that are in use now, like the metal detectors.

"I couldn't make it through the metal detector with my shoes on, so how could hack saw blades get through?" said one attorney.

Many of the women said that it was repulsive for them to strip, especially since they're made to feel like criminals themselves.

One woman witness pointed out that just because you are visiting someone in prison, it is not necessarily so that you are bringing in contraband.

"Why should children be put through searches, and isn't the mental stress of visiting someone in prison bad enough for them?" said another witness.

Senator Johnson, after hearing all of the testimony, withdrew the bill, saying he had not realized the effect his bill would have had on visitors of prisoners.

This is the second time in two years, that a proposed bill on visitors rights was introduced to the Judicial Committee, and the second time that it was defeated.

The way the bill was worded it would have changed the law from reading, "for the reasonable security of the institution," to what the administration considers "reasonable for the security of the institution."

A representative of the public defender's office said that if the bill were to be passed, there would be no court review for

## Pass a Law . . .

Are your neighbors very bad?  
Pass a law!  
Do they smoke? Do they chew?  
Are they often bothering you?  
Don't they do as you would do?  
Pass a law!

Are your wages awful low?  
Pass a law!  
Are the prices much too high?  
Do the wife and babies cry?  
'Cause the turkeys all roost high?  
Pass a law!

Are the lights aburning red?  
Pass a law!  
Paint 'em green or paint 'em white!  
Close up all them places tight!  
My! Our town is such a sight!  
Pass a law!

No matter what the trouble is,  
Pass a law!  
Goodness sakes, but ain't it awful!  
My! What are we going to do?  
Almost anything ain't lawful  
And the judge is human, too!  
Pass a law!

Taken from an anti-Prohibition pamphlet, circa 1918.

**NO  
VISITING  
JUNE 27**

any visiting regulation that San Quentin wanted to pass.

The hearing was attended by officials of the District Attorneys office, CDC, Prisoners' Union and concerned citizens from around the state.

During Warden Sumner's address to the Judicial Committee of the Senate, he stated that the present law regarding visitors at San Quentin was not strict enough for the reasonable security of the prison.

"The way the law reads now," said Sumner, "If a visitor refuses to be strip-searched, they can come back the next day, submit to a search and be admitted. Although we could make the visit a non-contact one."

"We have had immense problems with narcotics and the smuggling of hack saw blades," said Sumner. "I request that the legislature help in running prisons safely and securely."

One official of the CDC said that since the appellate court's decision on visitor's rights, the incidents of detection of narcotics in San Quentin Prison have been substantially greater.

"We have an accumulation of 34 visitors that have to be searched each time they come to San Quentin. If they refuse to be searched, we should be able to stop their visits for six-months," Sumner said.

Warden Sumner was asked, "How do you determine what individuals have to undergo a search?" Sumner's reply: "Based on information from inmates that seem to be reliable or from persons outside the prison."

When asked why don't you arrest the visitor if you have reliable information that they're smuggling contraband? Sumner answered, "Because we need proof."

# New Plan for Prisons Goes to Legislature

The State Department of Corrections has delivered to the legislature a comprehensive facilities plan which recommends extensive revision of the state prison system during the next decade.

The plan lays out expenditure and construction options to bring existing prisons into compliance with state and federal safety standards to accommodate anticipated prison population increases, and to provide improved security, programs, and adequate housing for inmates.

Ten-year spending options range from a minimal program to correct structural and safety deficiencies in existing sites to an ideal approach which would require more than \$2 billion in construction through the current decade.

The department's preferred course—termed a balanced approach—would involve expenditure of \$1.3 billion of which some \$354 million would go for major reconstruction at the prisons at Chino and San Quentin.

The preferred program is a moderate compromise between more expensive optimum plans and less costly repairs which would not solve crowding problems or meet standards, CDC officials say.

The package is viewed as a no-nonsense approach which emphasizes statutory safety standards and nationally accepted professional guidelines.

Correctional officials believe the plan provides a sound and flexible basis for practical decisions by legislators, presenting a variety of options for the future.

Expenditures of some \$11 million would be required under the preferred plan for temporary facilities to house inmates and reduce overcrowding during the years major construction projects are in progress.

The preferred plan recommends construction of new institutions for men containing 6,100 beds, including 2,000 in a new San Diego County prison. The remaining 4,100 would be in new prisons at still to be determined locations.

It also would include construction of a new northern California prison for 550 women, major reconstruction and remodeling at all existing prisons, phasing out of some now inadequate prison units, expansion of the conservation camp program and development of an estimated 1,200 beds in community centers and other nontraditional facilities.

Full implementation of the preferred plan would provide total institution capacity for men and women prisoners of 27,684 in 1991, an increase of 4,054 over the present institutional capacity of 23,630.

The plan predicts a total prison population in 1991 of 28,400, compared to today's total of 22,645.

Department officials acknowledge that population projections beyond five years are difficult. Projections must be frequently updated to permit appropriate planning adjustments, the report emphasizes.

The final planning report was compiled for the department as a joint effort by an association of nationally known architectural and planning consultants, Van Bourg/Nakamura of Oakland, Gruzen Associates of New York, and Rosser-White of Atlanta.

Governor Brown's proposed 1980-81 budget carries allocations of \$120 million to begin the prison reform effort and to build temporary housing facilities.

Major 1980-81 allocations include:

- \$32.7 million for a 500 inmate maximum security unit

at California Correctional Institution, Tehachapi.

- \$46.4 million for a 600 inmate medium security industrial training unit in San Diego County.

- \$23.8 million for a 500 inmate north state reception center at San Quentin, plus \$3.9 million to plan a new medical/psychiatric unit there.

- \$9 million for temporary prefabricated housing at several locations.

Under the plan's preferred option, the missions of several existing prisons for men would change. Capacity of some institutions would be reduced. Large dormitories and traditional multi-tiered cell blocks would be eliminated. Remodeling and reconstruction would provide separate operational units, each to house about 500 inmates. Program expansions to provide work and training activities for more inmates are proposed.

Here is a summary of changes which would occur at each of the states 12 correctional institutions under the recommended plan.

**San Quentin:** The state's oldest prison has a capacity of 2,686 maximum, medium and close security inmates. A new medical psychiatric unit would be built, existing housing units and other buildings would be razed, new housing for 1,000 medium security inmates would be built, and pre-release and institutional service components would be added. Capacity would decrease to 2,661. Estimated cost of all work, \$176.7 million. Target completion date, 1990.

**California Correctional Center Susanville:** Currently a vocational training center for 1,224 inmates, the dormitory facility would be remodeled and become the administration and training center for the conservation camp program. Remodeling would create two separate operational units. The capacity would drop to 962 inmates. Estimated remodeling cost, \$17.5 million. Target completion date, 1986.

**Sierra Conservation Center, Jamestown:** Now a hub institution in the camp program. It would become a vocational training center, with a reduction in dormitory capacity from 1,224 to 962 inmates. Estimated remodeling cost, \$17 million. Target completion date, 1988.

**California Correctional Institution Tehachapi:** This 1,177 "inmate" facility is currently divided into medium and minimum security operating units. The older minimum security unit would be razed and two 500-inmate maximum security units would be built in its place. The existing medium security section would be remodeled. Projects would increase institution capacity to 1,575. Estimated cost \$90.9 million. Target completion date for all phases, 1989.

**Correctional Training Facility, Soledad:** Now a large and rambling facility for 2,981 inmates in three distinct operating units. Extensive reconstruction would be required to correct deficiencies and divide the facility into smaller, easier to manage sections. Several major construction projects, costing an estimated

\$140.4 million, are planned. Capacity would drop to 2,490. Target completion date for all phases, after 1991.

**Deuel Vocational Institution, Tracy:** A medium security facility, providing training for 1,523 young inmates. This basic mission would not change, but the facility would be remodeled, dividing it into three small operating units, plus a 150-inmate institution service unit bringing the capacity to 1,659. Estimated remodeling cost, \$52.6 million. Target completion date, 1989.

**Folsom Prison:** The state's maximum security prison. Capacity is 1,778 inmates. Folsom would remain a maximum security prison, but extensive remodeling and reconstruction would be required including replacement of existing cellblocks. Reconstruction would provide 500-inmate units, plus an institutional service unit of 138 inmates, for a total capacity to 1,638. Estimated cost of all work, \$106.2 million. Target completion date for all work, 1989.

**California Institution for Men, Chino:** A 2,734 inmate complex which includes a minimum security unit, a two-unit reception center, and a protective housing unit. Following major reconstruction, the institution would include a new medical psychiatric center, a south state staging center for camp inmates, a reception center, and a pre-release operation. Total capacity would be 2,636. Estimated construction cost, \$177.3 million. Target completion date for all work, 1989.

**California Men's Colony, San Luis Obispo:** A 2,644 inmates, four-unit medium security prison which offers psychiatric

treatment and various training and education programs. Psychiatric programs would be shifted to other institutions. Work and training programs would be expanded. The small 235-inmate barracks area, CMC West, would be phased out. Remodeling would create four smaller operational units for a total of 2,200 inmates. Estimated remodeling cost, \$41.7 million. Target completion date, 1989.

**California Medical Facility, Vacaville:** A 1,959 inmate facility including a large psychiatric treatment unit and the north state reception center. Psychiatric and reception functions would be shifted to new San Quentin facilities. CMF would become a general purpose medium security facility, emphasizing work and training programs for 1,585 inmates. Remodeling would divide the facility into four operating units. Estimated cost, \$77.2 million. Target completion date, 1989.

**California Rehabilitation Center, Corona:** Currently an outmoded, wooden barracks minimum security facility with capacity of 1,963 men and 400 women. The existing site would be phased out. A new 500-bed minimum security facility would be built. Estimated cost, \$28.5 million. Target completion date, 1990.

**California Institution for Women, Frontera:** The state's only prison for women. The 930-inmate facility would be remodeled to provide smaller operational units. Present psychiatric functions would be moved to a new north state prison or take place in sections of the men's hospitals. Estimated remodeling cost, \$28.5 million. Target completion date, early 1990s.

## Walla Walla Vows To Appeal Ruling

OLYMPIA, Wash. (AP) — Department of Social and Health Services Secretary Gerald Thompson said the state will appeal a federal court ruling against the state penitentiary at Walla Walla.

U.S. District Judge Jack Tanner, in a ruling handed down in Tacoma, said he had found that the penitentiary, as it now exists, constitutes cruel and unusual punishment.

Tanner gave the state and attorneys for the inmates who filed suit against the state 30 days to develop a plan to upgrade the prison.

Superintendent James Spalding said he wouldn't comment on the ruling until he had conferred with his attorneys and "talked to my bosses in Olympia."

Appeal? Indeed, and win," said Thompson.

However, James Gillispie, U.S. attorney for the eastern district of Washington, who entered the case as a friend of the court on behalf of the prisoners, said he was confident the inmates would prevail on appeal.

Republican House Speaker Duane Berentson wasn't shy about expressing his feelings.

"I am exasperated and frustrated, and we might need an uprising from the citizens of Washington to get our governor's attention," said Berentson, who believes the state should try to obtain McNeil Island for use as a state institution.

"The governor hasn't even visited McNeil Island even though she lives only a canoe ride away."

Attorney General Slade Gorton pointed out that Tanner's decision didn't constitute an order.

"Conditions at the prison are serious and significant reforms are needed," said Gorton.

And he said if the plan worked out by the department and attorneys for the inmates were reasonable there might be no need for an appeal.

He added, "Our position is that we represent the department and will follow its wishes in this matter."

But Thompson seemed to rule out any possibility that the state won't appeal.

Thompson has been sharply critical of Tanner's handling of the case and has said he believes the federal judge had reached a decision even before trial in the case began in Spokane earlier this month.

Tanner said he had no intention of interfering with operation of the prison, but that he would appoint a master to oversee implementation of any plan to upgrade the prison.

before the effective date of the legislation (Jan. 1, 1979)? The C.A. said that other cases have already determined the legislation does not apply, or may not constitutionally be applied, to persons released on parole before Jan. 1, 1979. (In re Bray, 97 Cal.App.3d 506; In re Harper, 96 Cal.App.3d 138).

Fortunately, the C.A. concluded the amendment may not be retroactively applied. BPT was ordered to calculate Thomson's release date from parole in accordance with the provisions of former Penal Code section 3000, subd.(b), in existence before the amendment effective January 1, 1979. To do otherwise, is to violate the ex-post facto clauses of the Federal and California Constitutions. (U.S. Const., art. 1, sec. 9)

## LAW COLUMN

Reprint From Folsom Observer

By "Prof." Carr

**Penal Code Sec. 1170 (b) Applicable to Facts Used in Consecutive Term.**

The C.A. 5th held that the bar on dual use of facts contained in Penal Code Sec. 1170(b) applies to a fact used to impose a consecutive sentence as well as a fact used to enhance a sentence.

Richard Lawson was convicted upon a guilty plea to robbery. During the sentencing on the robbery, the judge, alluding to Lawson's violent conduct, sentenced him to state prison a four-year aggravated term with a two-year enhancement for firearm use. The judge sentenced Lawson to a consecutive eight months on the second count using the same facts he used to impose the aggravated term on the first count.

Lawson argues that Penal Code Sec. 1107(b) applies to the imposition of both aggravated and consecutive sentences and contended that since the trial court expressly relied on the same facts for both sentences a forbidden dual use occurred. Penal Code 1170(b) states that a court may not impose an upper term using the same facts used to enhance the sentence. The C.A. held that since dual use prohibition extends to any fact used to enhance the sentence under Penal Code Sec. 1170.1 and since Sec. 1170.1 provides for imposition of

consecutive terms and calculation of their length, a fact used to impose a consecutive sentence is a fact used to enhance a sentence under Penal Code Sec. 1170.1. Therefore, the "dual use" prohibition applies. The C.A. reversed the judgment for resentencing. *People v. Lawson* 103 Cal. App. 3d 235 (1980) (Re-Hearing Granted April 3, 1980)

**Prior Parole Term May Not Be Extended By Amendment to the Sentencing Law.**

The C.A. 4th in *In re Thomas L. Thomson*, 4 Crim. No. 11654 April 22, 1980, made a ruling clarifying the retroactivity of the 3 year parole statute. Petitioner Thomson, currently released on parole, sought a writ of habeas corpus to prevent the Board of Prison Terms (BPT) from extending his maximum parole term from one to three years. BPT bases its extension on an amendment of Penal Code section 3000, subd.(b), effective Jan. 1, 1979, which increases the applicable parole term (if there is no parole violation) from one year to three years. The effective date of the amendment, Jan. 1, 1979, was before Thomson's release date. The BPT then told him he would be on parole for three years.

Does the parole extension amendment in Penal Code section 3000, subd.(b) apply to persons like Thomson whose term and release dates were fixed before enactment of the amendment, but who were not actually released on parole

## Most Escapees Back in Custody

As of January 31, 98.2 percent of the men who escaped from prison in the years 1945 through 1978 have been apprehended. Of the women who escaped during 1945 through 1978, there were 96.6 percent apprehended by January 31.

The rate of apprehension for an escape cohort will increase with time as some escapees are apprehended many years after leaving.

In this data, apprehended persons may be in custody of another law enforcement agency, and are not necessarily returned to the Department of Corrections. Known deaths are counted as apprehensions.

## Romeos on Sale In Inmate Canteen

There are 41 pairs of Romeo Slippers now on sale in the inmate canteen, according to Canteen Director Oscar Curry.

The slippers, ranging in size from 5 to 11, are selling for \$4.75.

The canteen will discontinue stocking Romeo slippers when the present stock is depleted, according to W. Riebling, canteen manager.

"Nobody buys them," said Riebling, but they will still be available through special canteen orders.

### Tupperware

Tupperware—sets of four—didn't come in last week as expected, according to the canteen manager, but will be here this week and go on sale Friday for \$2.20

## Four Men Invade Prison, Kill Inmate

WASHINGTON (AP)—Four men armed with pistols and shotguns invaded the District of Columbia prison in the Virginia suburbs Sunday, held inmates and guards at gunpoint and fled after killing one prisoner.

Three suspects are in custody.

FBI agents said the gunmen broke into the Lorton Reformatory at Lorton, Va., in the night with the intention of killing the inmate who was slain. Lorton is the principal prison for felons from the nation's capital.

The dead inmate, identified as Douglas M. Boney, 35, was "shot-gunned to death at extremely close range," according to FBI agent Lawrence York, who is heading the investigation. Officials said Boney was serving a two-to-six-year sentence on drug charges.

Police, who speculated that the slaying was drug-related, reported that three men were in custody. Police continued to search the area surrounding the prison for a fourth man.

According to York, four men armed with pistols and shotguns entered the minimum security section of the prison about 3:15 a.m. Making their way to the television room of one of the prison dormitories, the gunmen took two guards and a number of inmates hostage.

"They asked for Boney by name," York said.

One inmate, a shotgun to his

head, took the gunmen to Boney's bunk area. When the bunk was found empty the gunmen roused all the inmates and began a search of the dormitory.

"They found Boney hiding behind some cabinets and shot him," York said.

The gunmen fled in a car, but guards broadcast its description.

Two men were apprehended by Fairfax County, Va., police after an auto chase on Interstate 95 south of Washington.

A third man was picked up by an off-duty policeman in a service station near the Lorton Reformatory.

York identified the three as Edward F. Sharrieff, 32, and Germaine P. Stoddard, 24, both of Washington, and John E. Landon, 30, of Alexandria, Va. All were charged with first-degree murder he said.

The District of Columbia Corrections Department is under fire for recent layoffs of security personnel at Lorton, triggered by fiscal problems in Washington's municipal government. The prison has often been criticized by Virginia officials and suburban residents because of frequent escapes.

Commenting on security at the facility, one prison official said, "The one thing we never thought of is that someone would break into the prison."

### —WEEKEND MOVIE—

## "Rocky II"

Once again, Rocky Balboa applies brute force and heavy theory in his struggle for self-fulfillment. All of the original cast, including Sylvester Stallone, Talia Shire, Carl Weathers, and Burgess Meredith, are back in this PG-rated sequel.

## Prison Officials' Job Descriptions

**WARDEN:** Leaps tall buildings with a single bound, is more powerful than a speeding locomotive, is faster than a speeding bullet, walks on water amid typhoons, gives policy to God.

**ASSOCIATE WARDEN:** Leaps short buildings with a single bound, is more powerful than a switch engine, is just as fast as a speeding bullet, walks on water if the sea is calm, talks with God.

**PROGRAM ADMINISTRATOR:** Leaps short buildings with a running start and favorable winds, is almost as powerful as a switch engine, is not quite as fast as a speeding bullet, walks on water in indoor swimming pools, talks to God if special request form is approved.

**CAPTAIN:** Barely clears quonset huts, loses tug-of-war with locomotive, can fire a speeding bullet, dog-paddles, is occasionally addressed by God.

**LIEUTENANT:** Makes fast starts when trying to leap short buildings, gets run over by locomotive, can sometimes handle a gun without inflicting self-injury, can stay afloat in salt water, talks to animals.

**COUNSELOR:** Runs into building, recognizes locomotives two out of three times, is not issued ammunition, can stay afloat in salt water if properly instructed, knows how to use coffee pot, has trouble with phones because of dials, talks to walls, ignores everything else.

**SERGEANT:** Falls over door-step when trying to enter buildings, says "Look at the choo-choo," is issued a cap pistol, plays in mud puddles, mumbles to himself.

**CORRECTIONAL OFFICER:** Lifts buildings and walks under them, kicks locomotives off the tracks, catches speeding bullets in his teeth and eats them, freezes water with a single glance . . . He is God!

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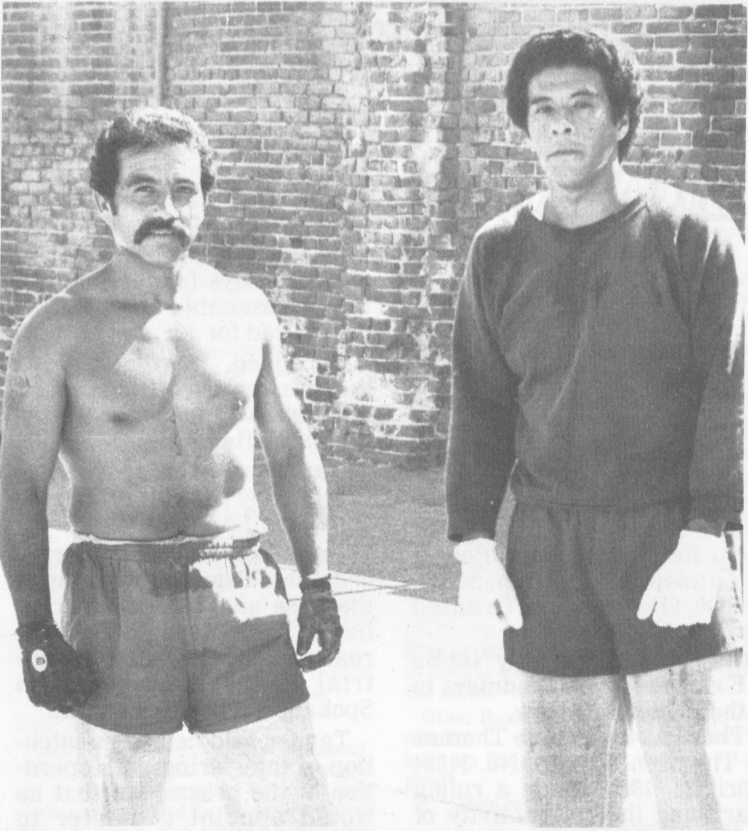
## CANTEEN PRICE LIST

June 13, 1980

FOODSTUFFS		BEVERAGES CONT.		SUNDRIES CONT.		HAIR ACC. & CONDITIONERS	
A-1 Sauce	.90	Milk, Powdered	1.15	Padlock, Combination	2.90	Alberto VO-5	1.45
Beef Sticks	.25	Ovaltine	1.55	Paper, Blue Bond 16 lb.	3.80	Balsam Cond.	1.10
Candy, Bags	.55	Soda Pop, Canned	.25	Paper, Bond 16 lb.	4.70	Breck Cream Rinse	.80
Candy Bars & Lifesavers	.20	Tea Bags, 100	2.75	Paper, Bond 20 lb.	5.45	Chenti Panthenol Rinse	1.65
Candy Bars, lg.	.75	Tea, Instant	.80	Paper, Legal 26-line	10 for .13	Combs, Natural	.60
Cheese, Sliced	1.05	V-8 Vegetable Juice	.35	Paper, Legal 32-line	10 for .16	Combs, Regular	.45
Cheese, Loaf, 2 lb.	3.30			Papermate Refill	.75	Comb, Natural Pick	1.00
Cheetos	.75			Pen, Lindy, Ballpoint	.25	Combout	1.25
Chile Con Carne	.60			Pen, Papermate, Ballpoint	.75	Dixie Peach, lg.	1.15
Chile Peppers	.90			Pencil, Lead	.10	Hair Brush	1.40
Chile Sauce	.65			Pencil, Mech	.75	Hair Food	1.65
Chunky Beef Soup	.55			Plastic Containers, 4/set	2.20	Hair Glo	.95
Cookies	1.00			Pocketbook & Magazines	25, 2.00	Hair Oil Hqz	.65
Crackers, Graham	.85			Postcards, SQ (5-pict)	.90	Magnetic Hair Rolls, med. & lg.	.90
Crackers, Ritz	1.00			Postcards, Standard	.10	Mustache Wax	1.05
Crackers, Saltine	.70			Room Freshener	.55	Protein 29	1.05
Cupcakes & Fried Pies	.30			Scripto Lead	.45	Roller Pins	.35
Dill Pickles	1.00			Shoe Polish, Blk. & Brn.	.40	Vitalis, Super Hold	2.30
Donuts, Assorted	.90			Shower Slippers, sm., lg., x-lg.	.70		
Dry Cereal	.15			Spoons, Plastic	2 for .05		
Fritos	.65			Stamps	.15		
Funyuns	.65			Sun Glasses	2.40		
Honey Butter	.90			Sun Glasses, Clip-on	2.50		
Hot Sauce, Louisiana	.35			Tablet, Colored	.90		
Ice Cream Novelties	.20			Toenail Clippers	.90		
Ice Cream, pint	.60			Tumblers	.70		
Jalapenos Peppers	.50			Tweezers	.55		
Jam	1.10			Watchband, Exp.	1.80		
Marshmallows	.45			Watchband, Nylon	1.35		
Mayonnaise, Miracle Whip	.50			Watch, Pocket, Westclox	9.45		
Menuudo Stew 7 1/2 oz. can	.40			Razor, Wrist, Timex	11.00		
Mustard	.35			Writing Tablet	.55		
Nuts	.55						
Onion Rings	.65						
Peanuts, Spanish, Salted	.45						
Peanut Butter	1.30						
Peacan Pies	.30						
Pico Pica Sauce	.45						
Popcorn	.60						
Potato Chips, Bar-B-Que & Plain	.65						
Pretzels	.65						
Rolls, Assorted	.95						
Salami	1.05						
Sardines	.65						
Sugar Cubes, 1 lb.	.60						
Top Ramen Soup	.35						
Tortillas, Floured	.80						
Tuna Fish	.95						
BEVERAGES		SUNDRIES		TOILET ARTICLES		SOAPS & SHAMPOO	
Breakfast Drink	1.25	Aerogrammes	.22	Afta Shave	1.10	Shampoo, Chenti Panthenol	1.65
Chocolate, 2 lb. bag	2.35	Alarm Clock	7.30	Brush, Shaving	2.35	Shampoo, Head-n-Shoulders	.70
Cocoa Mix, 1 1/4 lb. bag	2.35	Album, Photo	2.40	Brut 33 Cologne	1.45	Shampoo, Prell	.75
Coffee, Hills Brothers, 2 oz.	1.05	Album, Refills	.55	Brut 33 Deod. Stk.	1.15	Shampoo, Pro-Line	.90
Coffee, MJB, 10 oz.	4.05	Art Corners	.35	Cocoa Butter	1.15	Shampoo, Sebuctone Tar	2.35
Coffee, Taster's Choice	5.05	Bags, Zipper, Canvas	6.00	Copper Tone Tan Ltn.	1.50	Shampoo, Subulex, Med.	1.90
Dairy Creamer, Maxwell	.80	Batteries, AA (4)	.35	English Leather	2.75	Shampoo, Sulphur 8	1.80
Egg Nog, qt.	.90	Batteries, C-size, D-size	.40	Intensive Care Baby Oil	1.20	Shampoo, Woodbury, 16 oz.	.75
Kool-Aid, 2 qts.	.45	Batteries, 9-volt.	.60	Jergens Direct Aid Lotion	1.10	Soap, Cocoa Butter	.80
Lemonade, qt.	.30	Binder, 3-ring	3.70	Magic Shave	.65	Soap, Dial	.50
Mixed Drinks, Wyler	.20	Binder, 3-ring, 8 1/2 x 11	3.70	Mennen Cream, Brushless	.65	Soap, Irish Spring	.40
Milk, Chocolate, qt.	.65	Binder Paper, 3-hole	.80	Mennen Cream, Lather	.65	Soap, Palmolive	.35
Milk, Fresh, qt.	.65	Binder Paper, 3-ring	1.35	Mennen Skin Bracer	1.10	Soap, Sestid	1.45
		Can Openers	.35	Mennen Deod. Stk., 1 1/4 oz.	1.00		
		Cards, Greetings	25, .35 & .50	Noxema Cream, Brushless	.65		
		Decanter, Plastic	1.80	Noxema Skin Cream	1.15		
		Envelopes, Blank	.02	Pond's Milk Skin Care	1.20		
		Envelopes, color 24	.45	Powder, Magic Shave	.70		
		Envelopes, Expanding	1.20	Powder, Mennen, Bath	1.15		
		Envelopes, Plain, Manila	.10	Powder, Mennen, Face	.60		
		Fingernail Clippers	.40	Razor, Double II	1.25		
		Ink, Refills, Shaeffer	.15	Soytic Pencil	.30		
		Handkerchiefs	.70	Soap Dish	.45		
		Legal Pad, Yellow	.65	Washcloth, Colored	.95		
				Washcloth, White	.40		

The main canteen will accept whole \$1 ducats during the first week in months that have two dead weeks.

—W. Riebling, Canteen Manager II



## Acosta and Gomez New SQ Champs

A handball tournament was held on the lower lower yard last Saturday. Approximately 20 players participated in two leagues.

The tournament, which lasted all day, brought a lot of new and promising players onto the courts, said Manuel Salas, coordinator. "What we need are more handball courts," said Salas.

"It was one of the best turn-outs in years," said Johnny Van, one of SQ's older players.

First place in the A-league went to Ronnie Acosta and Juan Gomez. Johnny Van and Manuel Salas took off the first two games but Acosta and Gomez came back to win the next three games in a row.

Second place in the A-league went to Van Duetekum and

Salas while third place was taken by Franco and Bretado.

A couple of new A-league players who came out to knock off some of the rust were Chuy and Indio. In the next tournament they should be a force to reckon with.

Solis and Ruiz pulled off the big upset of the day by beating Gonzales and Lara to take first place in the B-league.

Gonzales and Lara took second place and third place went to Gonzales and Garfield.

"There was a lot of skill and heart displayed during Saturday's tournament," said Manuel Salas.

Acosta and Gomez are the present champions. As for Johnny Van "... The old man ran out of gas. ... or so the word is," said one of the winners.

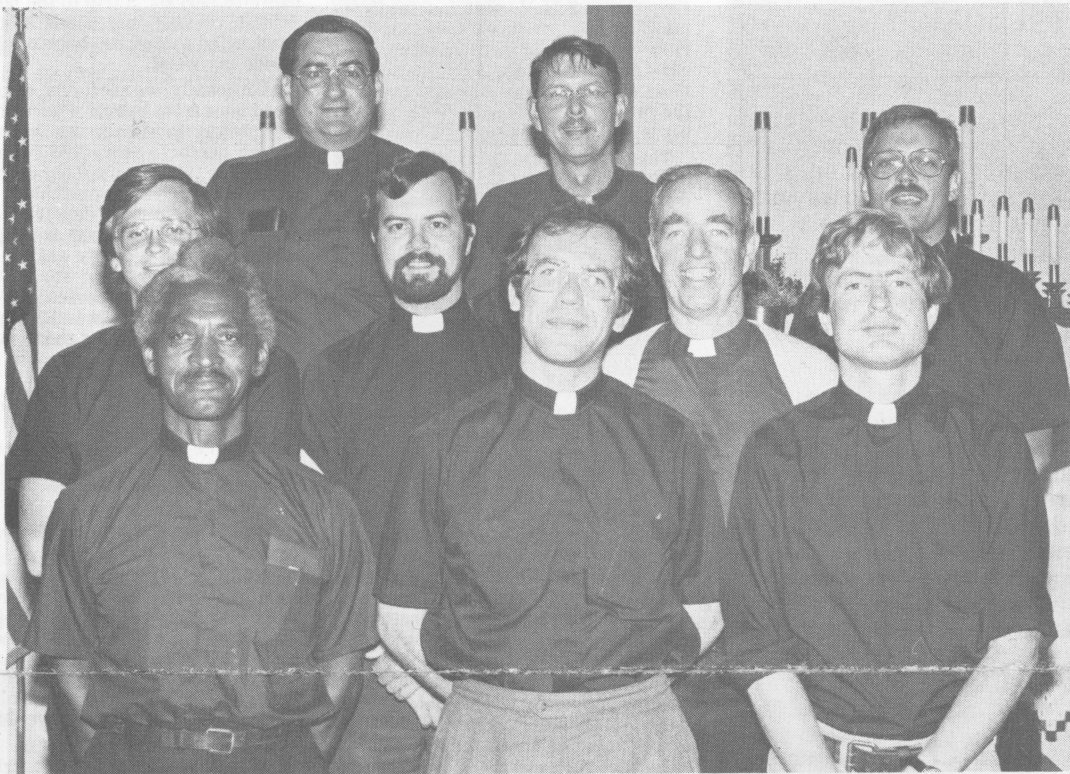
## Jesuit Priests at SQ

Jesuit priests from all over the world come to the Jesuit School of Theology in Berkeley to study for their advanced degrees.

The Jesuits shown above took time from their studies to come into San Quentin to visit with the men in lockup units. These visits were informal—with the priest leaning on the cell bars—and covered any and all subjects.

Since completing their studies they have all returned to their respective homes, but their visits will be remembered by the men with whom they came in contact.

The SQ News, on behalf of the inmate population, extends their appreciation to the priests and wishes them good fortune in their endeavors.



VISITING JESUIT PRIESTS POSE IN CATHOLIC CHAPEL. Pictured from left to right (front row) are Rev. James Barnes; Rev. Paul Beghey; Rev. Austin Collins; (middle row) Rev. John Jenkins; Rev. Carl Zablotny; Rev. Tom McNally; Rev. Ken Gregorio; (back row) SQ's own Rev. John O'Neill and Rev. Ron Allison.

## Lower Yard Assault; Chicanos Locked Down

Russell Salinas, 34, was stabbed four times on the lower yard Tuesday, according to Mike Madding, prison information officer.

Salinas, from San Francisco, was only 21 days from his parole—after serving a term for robbery. He was stabbed once in the lower back and once in the upper chest. He also received two slash-type wounds on his left arm.

Reported in good condition in the prison hospital, Salinas was

attacked by several unnamed Mexican-Americans at 11:55 a.m.; Tuesday, near Coyote Park, reports Madding.

All 392 Mexican-American convicts on San Quentin's mainline were locked down pending investigation of the incident.

All white, black and other inmates are on a normal routine, except A Section which remains locked down—except for preferred workers.

**SQ Cable Car Brings \$175 at KQED Auction**

An anonymous convict at San Quentin donated a beautiful, handmade, solid walnut cable car model to the KQED auction.

The cable car brought \$175 at the auction held to raise funds for KQED public broadcasting.

"I hope the donation will financially benefit the station and that the publicity will benefit our handicraft program," stated the anonymous donor.

## B Section Inmate Is Assault Victim

An unnamed Protective Housing Unit inmate suffered 11 cuts to his face and neck in an altercation in B Section Sunday, according to Mike Madding, prison information officer.

The incident occurred as B Section was returning from chow at 2:35 p.m. No weapons were found but prison officials believe either a razor blade or an Exacto knife was used.

## SATE Sponsors Juneteenth Show

SATE, San Quentin's black cultural group, is sponsoring a variety show commemorating Juneteenth—June 19, 1863. That is the day Lincoln's Emancipation Proclamation reached Texas, freeing the slaves.

The Saturday show will be held in the north dining hall beginning at 9 a.m. and will feature the Brothers of Soul, Magnetism, and Jazz Sound—three groups from San Quentin.

Also featured will be guest speaker Asa Hilliard, dean of education at San Francisco State University and the drama workshop from San Francisco City College.

Even though Juneteenth actually falls on June 19," said Lafayette Nelson, SATE chairman, "we are celebrating in on June 21 because it falls on a Saturday.

## Bike Show Rescheduled

The motorcycle show scheduled for June 28, has been cancelled and tentatively rescheduled for August 9.

## Judge Orders Warden To Reinstate Scott

By Erik Ingram

San Quentin officials were ordered Wednesday to reinstate a reporter who was fired from the inmate newspaper after writing an article that upset the warden.

In issuing the order, Marin Superior Court Judge Joseph G. Wilson reversed his earlier ruling that upheld the warden's right to fire the reporter, Robert Scott.

The order came at the urging of Scott's attorney, Michael Satris of the Prison Law Office. Satris referred the judge to cases that call for the court to act as a "sentry of prisoners' rights" against the encroachment of administrative decisions.

After reviewing those cases, Wilson concluded he had erred in his earlier ruling.

Scott was fired in February from the San Quentin News after writing an article describing unsanitary conditions in the prison mess hall. The article also described efforts being made to improve conditions.

Warden George Sumner, asserting that the article posed a threat to prison security, fired four members of the newspaper staff. He later reinstated all but Scott.

While admitting in court that the facts in the article were accurate, Sumner described the story as inflammatory and likely to cause disciplinary and

security problems. He did not elaborate.

A month ago, Wilson ruled that the court could not second-guess a prison administrator's decision unless it could be shown that the decision was unreasonable and arbitrary.

He cited a U.S. Supreme Court ruling that says judges "must defer to the sincerely held views of prison authorities unless the court can say such views are clearly unreasonable." Wilson said he could not make such a finding.

In his latest decision, however, Wilson makes that finding.

"In the present case the record does not disclose any reasonably objective basis for concluding that the article in question was a threat to the reasonable security of the prison," Wilson wrote.

"The article itself was a fairly objective appraisal of the mess hall problem, the inmates' complaints and the efforts of the administration to do something about them."

Wilson said the warden's testimony boiled down to his view that Scott had a personal ax to grind.

Prisons are not required to provide inmate newspapers, Wilson went on, but when they do the inmate-reporters have full First Amendment rights to publish articles "subject only

Continued on page 4

## Close B Prisoners Denied Work Access

By Tom Knudson

Recent policy changes by the Department of Corrections has made it mandatory that all convicts with 15 or 25 years to life be given close-B custody for at least three years.

Upon arrival at San Quentin, these men are housed on the yardside, eastblock. It is here they will remain for the specified period of time.



TWO CLOSE B CONS doing time in a 4½' x 7' cell on the fourth tier of east block.

It is also policy that inmates on the mainline be assigned to work, go to school and are encouraged to involve themselves in some type of activities such as hobbies, therapy groups, drug groups and vocational trades.

According to a recent survey by Wade Wallace—a close-B convict at San Quentin—approximately 130 close-B inmates are on the mainline, with

more than 45 of them unassigned with idle time on their hands.

All of the close-B prisoners could be allowed to work, but a lot are denied because of administrative security measures and not because of disciplinary problems.

These men are being denied work of their choice, education of their choice, trades of their

Continued on page 4

Joan Lisetor  
23 Rafael Dr.  
San Rafael, Ca. 94901 USPS 480-700

5/13/80

6/1/81

# Prison Newspaper Con Finds Freedom — of Press

By John Guernsey

Donald "Jack" Danford definitely is not one of the nation's thousands of prisoners who go stir crazy because they can't keep their minds occupied during their cell time and other free time.

Danford, a rapist who has served time at the Oregon State Penitentiary since 1967, stays "fully occupied" writing and editing a prison newspaper which is unlike any other prison publication in the nation.

"I unload the prison laundry trucks by day — for \$1.50 a day — and by night I write, edit and organize the copy for 'Prison.' " The uncensored material is then mailed to a friend on the outside. "And I spend much of my weekends reading other papers, writing letters related to the paper and generally thinking about the paper."

Getting the hand-written copy typed and the 12-page paper printed once a month is the job of unpaid friends on the outside.

Most prisons have newspapers, Danford explains, but they are allied with the prison administration and are not much more than calendars of events. Many also are written, edited and published within the prisons, and with the blessing and approval of the prison administrations.

Not so with Danford's "Prison." The prison administration does not approve of the publication, which is highly critical of guards, wardens, public attitude toward convicts and prisons in general. Only prisoners are "good guys" in the "Prison" stories and editorials.

"But there's not much we can do about it," Warden Hoyt Cupp said. Oregon law does not allow censoring of written material sent out by prisoners or mailed in to prisoners.

Danford puffed on a cigarette and said the primary purposes of his paper are to get more people aware of prison and reform problems and to get more of the public involved in trying to solve them.

Danford says the public knows prisons only through the eyes of wardens, guards and news stories, "and people in general have no idea what really goes on in prisons. If they did they wouldn't tolerate it."

He believes there are too many people in prisons who should not be there — "guys who break into Coke machines, break into warehouses, steal bicycles and stick their hands into cash registers. They are not a threat to the public, and could be dealt with much better on a one-to-one basis on the outside — if we can get more

people on the outside involved with offenders."

Oddly enough, there aren't many of the 1,455 inmates who subscribe to and read the unusual prison paper which champions the causes of prisoners. Danford said he does not know why his paper is not well read and circulated within the prison — "maybe because the subscription price is \$6 per year."

He does not seem discouraged that the publication of prison-related stories, convict-supporting editorials, convict-written poems and explanation of legislation relating to prisoners has a paid circulation of only 150 after a year of publication.

"We just haven't had the contributions and outside volunteer help to expand as we want to. I get out of here in about 2½ years, and then I plan to work at it full time and spread the paper all over the country. Prisons are a political trip, and the public must be made aware of this."

Another non-producing aspect of the paper is the absence of a classified section. Ads are 20 cents per word, but there are few if any ads in the struggling labor of love.

The prison editor said his paid subscriptions are mostly from other prison administrations, colleges and universities and prison reform groups throughout the nation.

Danford estimates he writes and receives about 150 pieces of correspondence monthly — nearly all of it related to the

publication of "Prison." He adds that his cell is a maze of notes and writings which are a part of his editing.

In addition to his endless work on the paper, the well-expressed convict-publisher has found time to do correspondence work and accumulate 120 hours of college credit in writing, literature, history, economics and other liberal arts courses.

"I plan to complete a college degree when I get out and use a book I've written about prison life as my master's degree thesis."

Warden Cupp is not a Danford fan and views the paper as "mostly a bunch of BS," Culp adds that "the paper has had no effect on the prison. I haven't had any inquiries about any of the stuff in it."

The fact that his publication is not received with open arms by either prisoners or prison administrators in no way dampens Danford's enthusiasm.

He keeps sitting on his bunk with pad in hand during most of his spare time, and writing stories against the "keeper" theme:

"One of the major problems of any prison reform effort is that prisoners say one thing, guards say another. Prisoners are rarely believed. The prison administration is almost always believed. Society has listened to prison administrations for 200 years, and it is time to listen to prisoners. It is time to separate the truth and fiction coming out of prisons."

## Convict Changes Mind Decides To Die

ATLANTA (AP) — A federal judge agreed to let convicted murderer Jack Potts drop the last-minute appeal that saved him from death in Georgia's electric chair last week.

The decision by U.S. District Judge William O'Kelley clears the way for state court judges to set a new date for Potts' execution, which could come within a month.

Potts, 35, his head completely shaved but still wearing a bushy black mustache, was the first witness to testify at a hearing before O'Kelley.

The judge had granted a stay of execution after Potts asked to renew the appeal he dropped last fall. The hearing today was aimed at determining if Potts was competent to determine his fate.

O'Kelley released a letter Monday in which Potts requested that his execution be carried out. The letter was delivered to the judge by Potts' mother, Carolyn Potts.

"I beg of you to please let me withdraw this appeal as quickly as possible," Potts wrote the judge. "Let me get a date set immediately and most of all let me die while in a state of grace!"

Potts was sentenced to die for the 1975 kidnapping and murder of Michael Priest, a 24-year-old father of two.

He would be the first person executed in Georgia in 16 years and only the fourth in the United States in more than a decade.

Potts fired his attorneys last fall, converted to Catholicism, and said he would rather be executed immediately than continue living under what he

considered intolerable prison conditions. He also complained of constant pain from a bullet lodged near his spine, a wound suffered in a shootout with police.

He was scheduled to die at 10:30 a.m. last Thursday last week. But at 7 p.m. Wednesday, after his brother and a former girlfriend pleaded with him all day, Potts agreed to authorize new appeals and named anti-death penalty attorney Millard Farmer to handle the case.

Potts' letter said he asked to appeal his sentence "to satisfy my brother . . . so he could know without a doubt he had done all he could do for me." Potts said he "had no idea the stay would be granted." Farmer contended Potts was harassed by prison guards at the Georgia State Prison at Reidsville after the execution was scrubbed and the humiliation influenced his decision to drop his appeals.

Department of Offender Rehabilitation officials denied the charges.

Joe Nursey, and associate of Farmer's, said guards shaved the sides of Potts' head, poured sour milk on his personal belongings, and "trashed his cell."

San Quentin

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Open 7 days a week 10 a.m. to 6 p.m. closed holidays.

Skillfully tooled leather goods! Our famous cable car models and time banks! Jewelry, candles, paintings and more!

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## —Open Letters—

Dear Mr. Ingram, Acting Associate Warden, administration:

We have consistently and regularly asked for a copy of written rules policies, regulations, and procedures that govern the living conditions and activities of the men confined on death row at this prison. Such requests were and are still being made by death row prisoners, both verbally and in writing.

As I understand it, and have been so informed by other prisoners housed here for the past two years, such requests have resulted in prisoners being told either that such rules do not exist or that such are in the process of being written. This stream of information or misinformation has been the cause of much unrest and myriad problems for all death row prisoners, as well as personnel assigned to work on death row.

Consequently, the problems remain extant (for over a period of two years) and it is apparent that no real effort has or is being made to resolve them. Then too, we are told by some personnel that the S.H.U. (Adjustment Center) rules and regulations are those which govern us (which are in fact the conditions under which we presently live).

We would like to point out to you that, as death row prisoners who have not committed any violations of the Director's Rules of Title 15 of the Administrative Code, S.H.U. policies (entirely punitive in nature) are totally inappropriate to classifying men housed on death row. And that such a classification has been responsible for actually creating the problems which staff have ostensibly tried to prevent.

This issue has also been thoroughly discussed with the CC-I, CC-II, and the lieutenant assigned to our housing unit. However, only double-talk and bureaucratic buck-passing has been the result of our endeavors to iron out the difficulties and easily resolve matters of legitimate concern by mutual cooperation of all concerned.

Certain individual death row prisoners have repeatedly discussed with staff that the purpose and function of the classification committee should be doing its assigned job with respect to the foregoing. But the very people we have talked to and with whom we have discussed matters of difficulty, are the very same people who comprise the members of the death row classification committee. Wherefore, our repeated efforts and endeavors to acquire a set of death row rules regulations, improvement of living conditions on death row, etc., have fallen completely upon deaf ears.

This letter is written for the purpose of making an inquiry or complete investigation into the many informal and formal complaints continually brought to assigned staff's attention, in hopes that someone will at least make an effort in the direction of restoring death row to its previous condition prior to the abolition of capital punishment in 1972. (Up until 1972 death row functioned relatively smooth and with comparatively no problems that we now endure.)

Since we must spend years on death row pending the litigation of automatic appeals, it is our desire to make the living conditions here as pleasant and comfortable as possible. We do not need any more stress or discordancy in our lives than has already been imposed upon us by a sentence of death. An adjustment center setting (a.k.a. S.H.U.) is definitely not conducive to maintaining mental or physical health. In fact, an extended period of time with no respite in such a setting is known to drive many people completely insane.

In view of the foregoing it shall be much appreciated if someone empowered to make immediate changes in our living conditions will come here and discuss matters with us, which are obviously not going to be resolved under the regime of staff currently assigned to work on death row. In fact, it is getting worse! And we believe the reason it is getting worse is because of a pending class action lawsuit filed on our behalf by the Prison Law Office (#C-79-1630-SAW) in the U.S. Northern District Court.

Your instant attention and consideration of this letter, as well as an investigation of the treatment of California death row prisoners, shall be much appreciated. Additionally, your acknowledgment of this letter at your first convenience will also be appreciated.

Very sincerely,  
—Richard J. Mroczko  
Condemned Row

Dear Editor:

What's going on with the CDC eye clinic? You get cut they sew you up; no fee. If you get a leg cut off they give you a wooden leg. If you need new teeth they give you new teeth etc., but when you're going blind they charge you for glasses.

I only had \$1.90 on the books so they were not supposed to charge me. They waited until the end of the month for my work pay and took it all, \$21.95.

I wouldn't give a month's pay for all the glasses in SQ.

—Grady "Country" Fitzjarrell

**POPULATION  
COUNT  
2,952**

Dear Ms. Rushen:

Congratulations on your appointment as the Director of the California Department of Corrections. And, from what we have been hearing through the news media, already you have begun making constructive changes within this penal system for the progress and benefit of all concerned. Therefore, I wish to also commend Governor Brown for your appointment as Director, and shall simply do so by sending him a copy of this letter.

The main purpose of this letter is to bring your attention to the disgraceful treatment being accorded to men on death row. As you may know, I was previously on death row and spent 7½ years here (1965-1972).

During the years I was previously here, never was there a time when my hands were manacled behind my back with handcuffs, treated as though I was some kind of animal in a zoo, or stripped of basic human dignity as I have been treated during the year of my residency here this time.

In fact, from 1965 till 1972 on death row, the people here were treated with courtesy and respect unless their behaviour warranted the contrary. Now, however, when leaving my cell for a shower, very limited and meaningless exercise periods, a trip to the hospital, dentist, or visit, my hands are either handcuffed behind my back or chained beside my waist.

Additionally, we are forced to visit our loved ones from behind a partition that completely prevents the warmth of human contact; prevented from exercise on the tier in front of our cells (having instead to go to the northblock roof in inclement weather), deprived of any exercise equipment such as Ping Pong table, weights, etc., as well as small brooms, toilet brushes, stools, tables, writing boards and personally owned typewriters in our cells and many other things we used to have that made the years we must spend here more tolerable?

Why? The question isn't intend to be presumptuous or sarcastic. I would simply like to know the answers and reasons why the men of the group to which I'm assigned to exercise with are being treated or deprived of the just described, which used to make our life here more bearable?

I know for a fact that none of us have committed any violations of the rules that resulted in a disciplinary report of any kind for an entire year. Yet, we continue to be treated as though we were in the Adjustment Center for rules violations, and without even an opportunity pursuant to your rules to have this type of treatment discontinued.

I note that Richard J. Mroczko (B-59955) sent you a copy of his letter to the Associate Warden, Administration (San Quentin) with respect to the existing situation here, dated May 20, 1980 (a copy of which is herewith enclosed). When I was last on death row the Associate Warden of Administration used to visit this row at least once a week without fail, whereas I have yet to see him visit the row even once during the year I've been here this time.

When I attend classification meetings I ask the members thereof why we are being treated this way and when it is going to stop! Their only answer is: "We are doing what the Warden is telling us to do." My only response to such an answer can be that: "Then you are merely puppets on a string, caring nothing for our health and welfare, and there is no real purpose even for the existence of this committee in that it is strictly perfunctory in nature."

We have tried, again and again, to make this a better place to live—since we have to be here—but to no avail! Therefore, this letter is a personal appeal to restore the rights and dignity of condemned men deserving of such, and hopefully you will order the Warden here to restore death row to at least its previous condition when last I was here (between 1965-1972).

Yours very truly,  
—Robert L. Massie  
Condemned Row

Dear Editor:

Please tell the Phantom Diner to get off the leg. He sounds like he's got an officer saving him crumbs from the officers' snack bar.

The bottom of the menus say, "Menu subject to change without notice," but change surely doesn't mean delete.

Case in point: cole slaw, enchiladas with sauce, spanish rice, refried beans, onions, mexicorn, peach pie, bread and coffee. Sounds like a decent dinner—how can something that sounds so good come out tasting so bad?—but if you leave out the enchiladas and the mexicorn, there goes half the meal (dinner 6/12/80).

Secondly, I realize the trust office feels that giving out the five free envelopes per week comes out of their personal checks, but the half-assed, lachadaisical attitude of sending back our request slips whenever they feel like it (none this week) is a bit too much.

They can choke on this if they think I'm going to grovel at their feet and beg for them. Tell them to get off their high-horse.

—Ricci Phillips  
Condemned Row

San Quentin News

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## Hobby Shop Offers Ceramic Program

By Dana Mejia

Have you an interest in creative art? If so, the SQ hobby workshop may be just the place for you to explore it.

According to Ms. Lois Wu, handicraft manager, a ceramics program is now available to the men of San Quentin.

The newly-implemented program—which began on March 1 and will continue through the month of August—is the first ceramics program in the history of SQ.

The ceramics instructor is Ms. Claudia Tarantino. Ms. Tarantino holds a BA in art and a California teaching credential.

Ms. Tarantino, whose primary interests are in professional ceramics and production pottery, has her own studio in San Rafael and has taught classes in ceramics for adults for six years.

The program which is funded by a grant from the California Arts Council, with matching funds from the education department here at SQ, is an accredited high school course.

This course offers instruction on clay work, such as, hand building—which includes coil work and slab work—and wheel throwing (making a piece on a potten's wheel).

In addition to Ms. Tarantino's regular classroom instructions which include slide shows and art books, there will be some contact with outside artists.

According to Tarantino there will be a series of professional California artists who will visit SQ and work with the students.

Materials used by the students are paid for by a grant from the California Arts Council and the education department as opposed to other hobby crafts in which materials are paid for by the inmates.

Ms. Lois Wu, who is responsible for bringing the program to San Quentin says: "It's a really important step," said Ms. Wu, "We've never had a ceramics program here before. It's totally different, totally new.

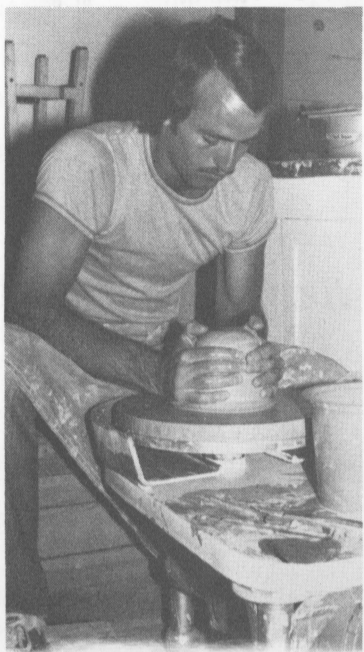
"It gives a man a different point of view, another way to

find out about himself. Ceramics may be a new way for a guy to see life," said Ms. Wu.

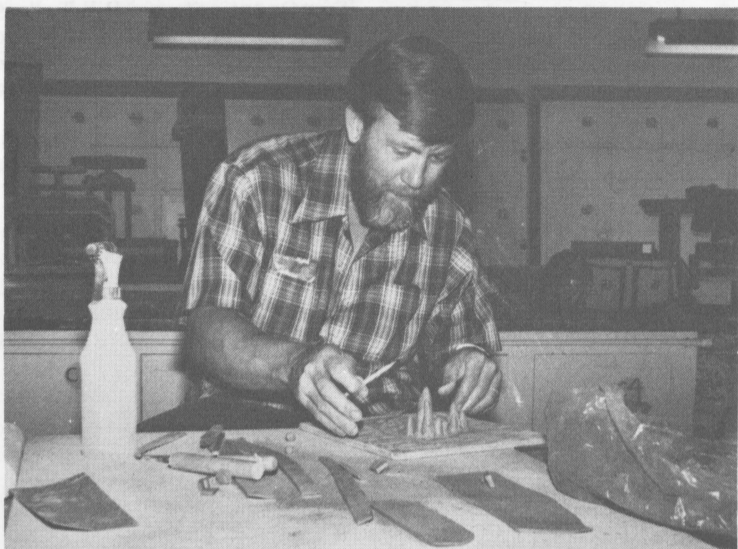
"Ms. Tarantino has made a big difference," Wu continued, "she has created a new interest, she has shown the men that you can take clay or mud and make something out of it."

"Clay is a wonderful medium. It is a very expressive material. You can really express yourself through it," said Ms. Tarantino.

In a statement by inmate Larry Chartier, a three-year member of the hobby program,



TARANTINO shows Tad Cooper a few tricks of the trade.



## Disability Pay For Inmates Hit

WASHINGTON (AP) — Like 35.2 million other Americans, James Lee gets a Social Security check in the mail each month—\$357.80 a month as a disabled worker. Unlike most of the others, Lee is in prison.

His checks are sent to him at a prison in New Jersey where he has been jailed since 1973 for his third sex offense involving children. He says a beating at police hands subjects him to dizzy spells and prevents him from working.

Lee and several thousand other inmates around the nation—no one knows exactly how many—are at the center of a growing controversy in Congress about government benefits to prisoners.

Rep. G. William Whitehurst, R-Va., has lined up 72 co-sponsors in the House for a bill to bar Social Security disability benefits to prisoners, and Sen. Malcolm Wallop, R-Wyo., was to introduce a similar measure in the Senate.

Congress also is considering

legislation that would reduce Veteran Administration education benefits to inmates or put some of the money in escrow. David Berkowitz, New York's "Son of Sam" killer, recently applied for mental disability benefits from the V.A.

The Social Security Administration says it does not keep separate records on how many inmates get benefits because under current law a person's eligibility is not affected by being in jail.

But it said the 1970 census indicated that 3,934 inmates in federal, state and local jails were getting Social Security benefits of some type at that time. That amounted to slightly more than 1 percent of all prisoners.

Whitehurst claims there may be as many as 30,000 prisoners getting Social Security disability benefits now at a cost of \$60 million a year. He bases that "rough estimate" on conversations with prison officials in Virginia, Michigan, Minnesota and New Jersey.

"The program is not designed for these people. They're in jail and their needs are being taken care of by the state," he said. "It's absurd to permit the Social Security fund that already is in weakened condition to be bled by them."

Whitehurst cites the case of 30-year-old Carl Eckstrom, convicted of killing four persons in California in 1973, who was awarded Social Security disability in 1976 because of his mental condition. He reportedly gets \$195 a month. Eckstrom, serving a life sentence at Soledad Prison, could not be reached for comment.

Robert Chatterton, an Orange County, district attorney who prosecuted Eckstrom, said a jury rejected his insanity defense. The prosecutor said Eckstrom has refused to accept psychiatric help in prison and he called it "ludicrous" to give him Social Security.

he said, "I started in the ceramics program in March and I'll continue through August and sign up again. It's good mental and physical therapy, it helps you develop your self confidence."

At this time the program is only funded until August of this year, but according to Ms. Wu and Ms. Tarantino they will ask the California Arts Council to continue the grant.

There will be two classes available. Monday through Friday, from 12:30 p.m. to 2:30 p.m. Tuesday and Thursday mornings from 8 a.m. to 11:30 a.m.

If you are interested in participating you can see Ms. Tarantino in the hobby shop.

If you are working you can still participate, according to Ms. Tarantino, a ducat will be sent to your assignment requesting that you be allowed to attend classes.

## Free Prison Office Space Out

Prison employee organizations aren't entitled to free office space and inmate clerks, the Public Employment Relations Board has ruled in dismissing a California Correctional Officers Association complaint.

The 3,675-member CCOA filed an unfair labor practices complaint against the Department of Corrections in August 1978, after the department discontinued a 15-year practice of providing it with space and inmate assistance at 12 prisons.

CCOA said the department's abrupt policy change interfered with employees' right to organize by denying them access to the association and diminishing its services. It also charged that the change amounted to a withdrawal of employee benefits.

In a unanimous decision, the three-member board rejected both contentions.

The board acknowledged that the change worked a hardship on CCOA, but said "we are not persuaded that the action was unreasonable."

It noted that other employee organizations competing for jurisdiction in the prison system claimed that CCOA had an unfair edge on them because of the office and bulletin board space and inmate clerks with which it was provided.

"The department faced the prospect of even more organizations competing for the limited space and resources then available," the board said. "(It) clearly faced the dilemma of continuing to provide the substantial aid it had in the past without favoring any organization over another."

## SQ Question Man

What have you learned since you came to San Quentin?

**Kasiey Kemp:** "I learned that women aren't what they're supposed to be."

**Grenado Bowman:** "I learned what life was all about."

**Robert Lee Shoulders:** "I learned that if you're sweet to the game, the game will be sweet to you."

**Woody Wolfbrandt:** "They sentenced me to do time; not how to do it."

**Jimmy Kordoules:** "I learned how to peel a safe and how to be a good judge of character."

**Ronald Forslund:** "I learned that Jesus came for everyone. Praise the Lord."

**Pancho Villa:** "I'm learning how to keep my self together and how to be patient with people that don't act right."

**Juan Flores:** "I received my high school diploma. I never attempted to do it on the streets."

**Gino Giron:** "I found out who I can trust."

**Arturo Pena:** "Not to come back."

**David Delena:** "I'm a cochairman of Student Activity Council and I'm working for my high school diploma."

"The SQ Question Man" will now be a regular part of the SQ News. If you have a question that you would like to have the population respond to, send it in to the SQ News office.

## Cell With a View Better for Health

ANN ARBOR, Mich. (AP) — Prisoners with a view of the outdoors are less likely to report sick than other inmates, a researcher says.

Ernest Moore, an architect and lecturer at the University of Michigan's College of Architecture and Urban Planning, studied the health and behaviour of about 3400 prisoners at Southern Michigan Prison in Jackson.

He reported inmates with a view of the outdoors had significantly fewer sick calls than others; that isolation increases sick calls; and prisoners with no privacy have more health complaints.

"Inability to obtain visual or auditory privacy is similar to inability to defend one's territory," he said, adding that such an inability prompts stress.

He recommended smaller prisons, landscaping, carpeting and doors for prison rooms. And he suggested giving prisoners room keys.

Acknowledging prisons were not designed for health, Moore said, "The thrust of the study was to document a connection between prison environment and health."

He added: "I agree that some of them (inmates) need to be put away permanently, but you still need to look at how you do it."

For the Jackson inmate, he said, "There is virtually no 'green experience.' The grass in the prison yard is trampled to bare ground. There is little 'mystery' inside the concrete prison walls or inside a concrete cell."

Moore said skin problems were the most common complaint among inmates.

Dear Editor:

FOUL! I would have appreciated your printing my previous letter to the editor (6/9/80) in whole or not at all, or at least have given me the opportunity to rephrase what "someone" deemed unprintable (presumably the Warden's censorship machine). In any event, the original letter is going out to other media who are not subject to the evident stifling of First Amendment rights! And please feel free to print this letter too (without editing), as it too shall accompany the former outside the prison.

You took all the humor out of my letter. Anyhow, I've thrown away the "cold frankfurter," put the soap back in the dish, got the train back on the track and told the brute I wouldn't be needing his testimony if "the someone" came up to call my hand.

I'm still wearing the same "blues," however, but perhaps we'll eventually be able to donate their present 20-year-old filthy mattresses to the warden's gruesome museum. And hopefully for posterity's sake someone will place the warden himself (in effigy) in his own museum. After all, he is the creator and very epitome of his own collection. Meanwhile, someone give this gruesome "curator" a "Tucker Telephone" to play with! Maybe this too will be added to commemorate such an erswhile creation, as well as memorialize the warden's true curative vocation.

In the future, pal, how about a fair shake? If you can't print a letter in its entirety, let me know why or come up and talk to me about it. Or at least indicate that which is printed is not what was originally submitted for publication!

Respectfully Submitted,

—S. K. Ainsworth  
On the Row

## Judge Orders . . .

Continued from page 1

to restrictions as necessary for the reasonable security of the prison."

At San Quentin, prison guidelines call for articles to be reviewed by a member of Sumner's staff. Those guidelines were followed in this case, the judge noted.

"It is clear from the testimony that the warden's action in removing petitioner Scott was based solely on his being the author of an article which the warden disapproved," Wilson said. "With or without guidelines, this must be viewed as an unjustified interference with Scott's First Amendment right, particularly since the article had in fact been approved by the prison official then charged with this responsibility."

Wilson added that if other reasons exist for firing Scott, unrelated to the article, it is not his intention in the ruling to interfere.

Prison officials have never indicated there were other reasons.

"Obviously, the prison administration does not have to give free rein to an inmate-run newspaper," Wilson went on. It can limit the number of staff members, can select those staff members on the basis of competence and good prison records and can remove them for incompetence or as a disciplinary measure.

But, he concluded, it can't remove them for writing an accurate article that does not please the authorities.

An attorney for the prison said earlier he would appeal any adverse decision.

### —Correction—

Through an oversight in the June 13 issue of the San Quentin News it was reported that the main canteen will accept whole \$1 ducats during the first week in months that have two dead weeks.

This information is erroneous, according to W. Riebling, canteen manager II. The correct information will be forthcoming from the canteen and will be printed as soon as it is received.

—Editor

## Beware of Sun: It Can Cause Cancer

Summertime is sunshine-time, but the Marin Unit of the American Cancer Society warns sun-worshippers that too much of a good thing can be bad.

The Marin Unit points out that over-exposure to the sun has been established as the principal cause of skin cancer.

"This year 400,000 new cases of skin cancer will be diagnosed in the United States, and almost all of them will be caused by the sun," the experts say.

Free brochures and posters on skin cancer are available at the Marin Unit, American Cancer Society, 18 Mary St., San Rafael.

### —WEEKEND MOVIE—

## "The Student Teachers"

It doesn't take long for three attractive student teachers to find out what high school is really like. They decide to open their own alternative school, and become involved in a heroin hustle. This R-rated film stars Susan Damante, Brook Mills, and Brenda Sutton.

### —MEXICAN MOVIE—

## "EL VALLE DE LOS MISERABLES"

## Crime Rise Eyed

WASHINGTON (AP) — Hard economic times may be contributing to an increase in white-collar crimes as well as street crime, federal law enforcement officials said Thursday.

Tight-money conditions and an apparent economic recession are spawning an increase in fraud, including phony bankruptcy schemes, the officials said.

The FBI has said previously that increases in such street crimes as theft and muggings, and particularly bank robberies, may be due to inflation and related economic difficulties.

## Close B . . .

Continued from page 1

choice, hobbies of their choice, all because of restrictive measures by administration on close-B convicts.

As of this writing only 14 close-B convicts are working in industries and the maintenance vocational building (MVB). According to Deputy Warden Weber, only 20 close-Bs are allowed to work in this area because of security reasons.

Out of 130 close-B convicts, more than 40 would like to work in the industrial area or in some type of vocational training program.

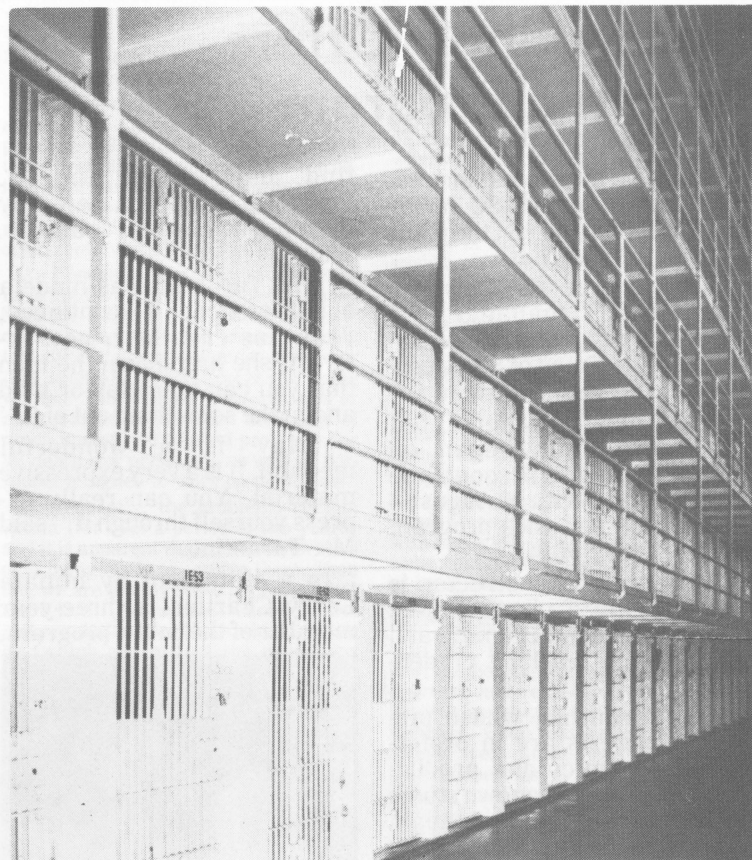
"I got transferred from Deuel Vocational Institute to San Quentin," said Bill Talk, a close-B prisoner. "I went to classification and asked to work in industries. They denied me because of my custody. I then asked to work in the hospital and was also refused for the same reasons."

"At DVI, I worked hard at my job and was given chronos stating that my work and attitudes were very good," said Talk. "My record is also clean as far as writeups."

Danill Pina another a close-B stated, "There are no college courses in the daytime. That means I can't go to night courses because of my custody. They should at least escort those of us that want these courses, or have some alternatives for us."

"What can we convicts do with our time if the system doesn't give us alternatives?" said one close-B prisoner. "We are dealing with a lot of time and need the chance to use it constructively. Idle time is a waste and only leads to frustration and trouble," he concluded.

According to San Quentin's deputy warden, staff is in the process of reviewing close-B work status at this time. Although they will not release any information, it was said that they are working on putting a more realistic number of close-B's to work in industries, vocational trades, maintenance and academic instruction.



YARDSIDE OF EAST BLOCK. All but first tier are close custody cells.

## Warning Shot Fired On Lower Yard

A warning shot was fired on the lower yard at 9:35 a.m. Sunday when an unnamed convict resisted a search and was wrestled to the ground by several guards, according to Mike Madding, prison spokesperson.

The incident occurred in the lower yard sergeant's office. The convict was locked up in Max B pending investigation of the matter, said Madding.

### Shot Fired in Gym

Another similar incident oc-

curred in the gym Wednesday morning when another con resisted a search, according to the information officer.

The 10:30 a.m. incident happened when an unnamed prisoner refused to be searched and attempted to flee. A warning shot was fired, the con was searched and \$10 and a small amount of pot was found.

No one was injured and the con is now being housed in the north block, reports Madding.

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THE OLD GIVES WAY TO THE NEW. Pictured above is a portion of San Quentin's lower yard with half-demolished library.

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. L, No. 19

TAMAL, CALIFORNIA 94964

Friday, July 4, 1980

## New Inmate Rating System Takes Effect

The new computer-aided inmate rating and scoring system has been almost completed at San Quentin, according to Mike Madding, prison information officer.

The rating system will place each man in the Department of Corrections at Level I, II, III or IV.

Level I's will be considered for transfer to minimum facilities such as conservation camps, Chino and Tehachapi (minimum).

Level II's will be considered for housing at medium facilities such as Sierra, CRC, Susanville and Tehachapi (medium).

Level III's will be considered for housing at DVI, CMF, CTF, and CMC.

Level IV's will be considered for housing at San Quentin and Folsom prisons, reports Madding.

Major factors that will determine an inmate's score are; term status, history of assaultive behavior, commitment offense, escapes, drug trafficking, possession of weapons, inciting disturbances and poor stability in the community. The lower your score, the less structured your living situation will be.

The warden has been assured that he can maintain a 500-man-workcrew at San Quentin. He has selected the ranch and west honor block inmates for this workcrew.

An inmate living at the ranch or in the west block will be allowed to remain in San Quentin—no matter what his level—if he wants to, said Madding.

The Department will gradually start making population adjustments to come in line with the rating system. Initially San Quentin will receive 10 Level IV's each from DVI and CTF, per week, for five weeks. "We will also transfer a total of 75 Level III's to DVI and 75 Level III's to CTF," said Madding.

To accommodate this change, modification will start immediately to change Donner Section into a processing unit. When completed, D Section will house administrative segregation, convalescent row, parole violators, process cases and orientation.

## Quentin Escapee Is Captured

A prisoner who escaped from San Quentin Prison while working in a minimum security area was captured in Lovelock, Nevada, Thursday night.

It was discovered that the prisoner, Donald Frank Bonita, 44, was missing June 21 at 7:50 p.m. from his job in the prison hobby shop, which is just outside the main gate, according to Mike Madding, prison information officer.

Bonita was sent to San Quentin in August 1978 for an armed robbery conviction in Santa Cruz County.

## Warden Sumner Comments On Visiting Situation

San Quentin's visiting room is now plagued by a problem that should be of interest to every con who gets visits.

The News has received a number of complaints from some irate convicts concerning visiting room staff terminating visits and issuing CDC 1155 without cause.

We contacted the warden on this matter last Monday and asked him about the situation and what the administration's policy is on terminating visits.

He told this reporter that any sex act would be cause for termination.

"I've gotten letters and calls from people on the outside complaining about sexual activity going on which," said Sumner, "children and other

people are forced to witness."

He stated that he had gone to the visiting room, personally, and actually saw what was going on. He then ordered the visiting staff to "... properly supervise and stop it."

"That's the way it is," said Sgt. Silvers, visiting room Sergeant.

Visits will be terminated for any serious in appropriate conduct. One warning will be given for minor infractions, such as lap-sitting, according to Silvers.

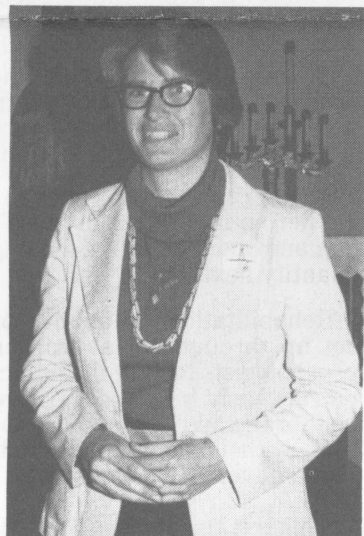
Warden Sumner states that he will not permit sex acts in the visiting room.

"It's an intolerable situation for people to have to witness such things during visits," said the warden.

## U.S. Honors Marin Nun For Prison Visitor Centers

A Marin County nun who sparked the establishment of fifteen visitor centers at state and federal prisons throughout California has been honored by the U.S. Department of Justice's Bureau of Prisons.

Sister Maureen Fenlon, who lives in the San Quentin village, and is the founder and executive director of the CENTERFORCE prison hospitality network, was selected from hundreds of nominees to receive the Bureau's 1980 Community Service Award.



SISTER MAUREEN FENLON

Sister Maureen received the award at a special ceremony Friday, during a reception to honor her and Barbara Bloom, the director of The House outside of San Quentin.

In announcing the award from Washington, D.C., Director Norman A. Carlson of the

## Double-Celling Ruled 'Cruel and Unusual'

COLUMBUS, Ohio (AP) — A federal appeals court ruled that confining two inmates to a cell at an Ohio state prison violated constitutional protections against "cruel and unusual punishment."

The decision by the U.S. 6th Circuit Court of Appeals upheld a 1978 ruling by federal court in Cincinnati, which said the practice of "double-celling" at a state correctional facility at Lucasville violated the Eighth Amendment.

Jean P. Kamp of Columbus, an attorney for the American Civil Liberties Union, called the appeals court ruling "a major victory for prisoner's rights."

Federal Prison system thanked Sister Maureen for her "outstanding leadership" in organizing hospitality centers for inmates families.

"These centers have provided a real service," Carlson said, "to the institutions, the inmates, and to their families." He commended the beneficial effect of the centers' "friendly welcome" and such services for visitors as transportation, child care, food and emergency assistance.

CENTERFORCE is a private, non-profit organization headquartered in the San Quentin village and was founded in 1975 by Sister Maureen to extend, throughout California, the success of "The House" at San Quentin. The House was the first such center in the state.

Catholic Social Services of Marin set-up The House in 1971 and in 1975 encouraged Sister Maureen with a modest, initial grant to help other communities organize similar local centers to provide needed services to prison visitors.

## Warning Shot Fired On Upper Yard

A warning shot was fired on the upper yard Friday when a San Quentin prisoner resisted a search, according to Mike Madding, prison information officer.

The 9 a.m. incident occurred when an inmate broke and ran while an officer was attempting to shake him down.

The search turned up nothing and the con was locked up in the north block pending investigation of the matter, said Madding.

POPULATION  
COUNT  
2,969

## Juneteenth Celebration Held in North Dinning Hall

By Tom Knudson

A Juneteenth celebration, sponsored by SATE, was held last Saturday in the north dining hall.

Performers were well into their acts as they rehearsed before the start of the show. The Brothers of Soul group were off to one corner of the hall getting their dance steps down as tables were being moved into place by members of SATE.



SATE EXECUTIVE COUNCIL and outside sponsors. Front row, l-to-r are Joel Head, Datari Robertson, Asa Hilliard and Stoneham. Back row: Lafayette Nelson, J. C. Clark and Glen Nance.

Lafayette Nelson, SATE president and Noel Head, SATE's PR man had their hands full preparing the final touches before curtain time.

The show kicked off at 10 a.m. with the mellow sounds of Jazz Sound band.

Jazz Sound members, Leonard Browne, saxophone; Bobby Knight, drums; "Birdman" Burbage, string bass; and Reggie Austin, piano and organ, opened with their rendition of "Sugar" which set the mood of the audience for the day.

As the Jazz Sound continued through their selections: "So What," "Milestones," "Bags Groove" and "Equinox," sporadic applause and cheers could be heard throughout the hall.

"I'd like to thank the black community for coming together to experience what unification can achieve," said Lafayette during his welcome speech.

Magnetism then took the stage. This talented seven-man group included, M.T. Wolfe, guitar; Jerome Herron, drums; Leonard Browne, saxophone and flute; Darrel Green, bass; "Bumper Jack" Simpkins, lead singer; Reggie Austin, piano and organ and Abdul Ali Saafir, vocal.

Some of Magnetism's selections; "Watcha-See Is What You Get," "Special Lady" and "Can't Get Over You," brought more applause and rhythmic changes from the crowd.

SATE member, Kalima Aswad took over with a talk on the Miami Riots. "Miami is one example of what happens when an accumulation of injustices



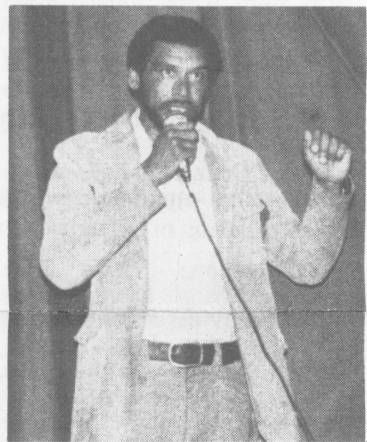
ASA HILLIARD speaks to SQ blacks during Juneteenth celebration.

23 Rafael Dr.  
San Rafael, Ca. 94901

5/13/80

are heaped upon a people."

Kalima went on to say that these injustices are not isolated instances and the violence in the streets is a direct response to those injustices.



GLEN NANCE takes stage to introduce Asa Hilliard to Juneteenth crowd.

"These are just some of the things the human rights extension of Juneteenth will focus on in the 80's," said Kalima.

Performers extraordinaire, Brothers of Soul, took the stage and captivated the audience with their rendition of "Standing Ovation."

As Gregg McDowell, Kenny Scarbrough, Raymond Moultry and Sam Drake danced and sang their way through "The Beat Goes On," "Welcome Back Home" and "Not Tonight," a standing ovation is what they received.

How could they miss with the accompaniment of four talented musicians; Gilbert "Yukie" Zabala, lead guitar; Larry Miller, rhythm guitar; Luke "Cool Hand" Oliver, leader and Bobby Knight, drums.

Some of the outside guests were Glen Nance, city college instructor, Reberta Steward and Sandra Slocum were guests of Mr. Nance.

"I thought the show was excellent," said Ms. Steward. "this is my first visit to a prison and I found the prisoners here to be gentlemen."

Mr. Nance took the stage and introduced Asa Hilliard, dean of education from San Francisco State. Mr. Hilliard lectured on African history and the stolen legacies of black people throughout the ages.

"Freedom is dependent on information," said Asa. "I'm happy that SATE took the time

Continued on page 4

# San Quentin Funds Chopped from Budget

By Vic Pollard  
Sacramento bureau

Legislative budget writers dealt a setback to Gov. Edmund G. Brown Jr.'s plans for new prisons, deleting \$102 million for planning and construction at San Quentin and other facilities.

Just how much of a setback was unclear, however, a joint Assembly-Senate conference committee slashed the funds from Brown's \$120 million budget request after Legislative Analyst William Hamm's experts said the Department of Corrections would not be ready to spend the money during the coming fiscal year.

Nevertheless, the conferees approved a statement endorsing the need for new prison facilities and promising to provide funds in the future as they are needed.

Despite the cuts, the budget statement lent credence to assessments that Brown may be on the verge of getting a legislative commitment for a major new prison construction program that has been withheld for three years.

Earlier, the liberal-dominated Assembly Criminal Justice Committee, which has been the chief stumbling block for the prison plans in the past, endorsed a bill authorizing construction of the first phase of a \$1.3 billion master plan for new facilities.

A corrections department spokeswoman said officials are disappointed by the budget cuts, but she said administrators have not yet analyzed the impact of the action on the construction schedule.

The conferees deleted all the funds requested by the administration to start rebuilding San Quentin. That included \$23.8 million for construction of a new prisoner reception

center and nearly \$4 million for plans for a new maximum security medical-psychiatric treatment center.

The cuts also included more than \$30 million for construction of a new maximum security unit at Tehachapi to replace San Quentin facilities scheduled to be torn down. However, the budget-writers did give the administration \$2.6 million for planning for the Southern California facilities.

They also cut \$46.5 million for new industrial training facility near San Diego and \$2.4 million for purchase of a Los Angeles County facility.

The \$18 million left in the budget by the committee included \$9 million for temporary housing units to relieve the current overcrowding at several institutions and \$4 million for construction of new minimum security settings.

The department has already begun testing a new system of prisoner classification designed to place more of them in lower security facilities.

## Milk-crazed Delinquents?

Imagine a gang of milk-crazed teenage hoodlums terrorizing your block. Lactose addicts, wholesome looking as Pat Boone, stealing cars and mugging old ladies. Shades of "A Clockwork Orange."

Well, it might not be quite like that, but a Washington study suggests that hard-core milk drinking and juvenile delinquency go hand in hand.

Alexander Schauss and Clifford Simonson, of City College, Seattle, discovered that hundreds of chronic juvenile offenders drank an average of 12 to 15 eight-ounce glasses of

## Rushen Vows To Hire More Minority Workers

By Erik Ingram

A group of Chicano correctional workers meeting in San Rafael was promised that minority hiring and promotions will be a key part of any changes within the state Department of Corrections.

The promise came from Ruth Rushen, new director of the corrections department, during the annual conference of the Chicano Correctional Workers Association.

"We will be looking at each institution and will make changes as humanely as possible with affirmative action in mind," Mrs. Rushen said.

The aim will be to look at every job to determine if it is necessary and if it can be done a better way, she said.

One of the major problems she faced in taking over the department two months ago was in personnel, she said, adding that sloppy personnel procedures had added to low morale.

"We're going to change that," she promised. "If I accomplish one thing, I would like to have an affirmative action program that would stick."

milk a day. That's twice the amount consumed by the study's youngsters with behavior problems but no run-ins with the law.

"It's the last thing on earth we expected," Schauss, a psychologist, says. Junk food and sugar were more likely culprits, but the law-breakers ate less junk food, and only slightly more sugar, than the controls did.

So what's wrong with milk—at least in large amounts? Schauss's pet theory is that the preservatives BHA and BHT impair behavior.

## Disturbance on Condemned Row

A disturbance broke out on death row Saturday night involving eight condemned prisoners, according to prison officials.

The incident occurred when eight death row convicts—protesting conditions on the row—began setting fires and destroying State property in their cells.

Three TVs were wrecked, three mattresses were burned and one typewriter was destroyed, said Warden Sumner. They also burned some sheets and other flammable objects.

The disturbance broke out one day after two "Open Letters" were printed in the News complaining about treatment and conditions on San Quentin's death row.

## Doctors Question Execution Role

BOSTON, MASS. — The oath of Hippocrates, traditionally honored by all physicians, states unequivocally, "I will give no deadly drug to any." Yet a new method of capital punishment, death by drug injection, requires direct medical supervision. No one has been executed in this manner, but four states have passed laws adopting execution by injection.

The objectives of the legislation are clear, according to William J. Curran, a professor of legal medicine at Harvard Medical School, and Ward Casscells, a resident at Boston's Beth Israel Hospital.

Writing in a recent issue of *The New England Journal of Medicine*, they maintain that because the method seems more humane than others, it may encourage more juries to vote the death penalty and that the courts will be less likely to strike down these statutes as cruel and unusual punishment. The method also is considerably less expensive than death by electrocution or lethal gas, they note.

Although doctors may not be required to administer the lethal injection, probably a combination of barbiturates and muscle-paralyzing drugs, they will play an active role—ranging from ordering and preparing drugs, to monitoring their administration, to examining prisoners and pronouncing death.

The participation of doctors in state executions is not new. Joseph Ignace Guillotin, an 18th century French doctor and social reformer, was co-inventor of the beheading device that bears his name.

Nonetheless, Curran and Casscells are challenging physicians to refuse to cooperate in what they call a perversion of medical knowledge. "It's a bad precedent," asserts Casscells. "It's reminiscent of Nazi medicine to have a physician killing someone who is not physically ill at the order of the state."

## Prison Guards Continue to Quit

ALBUQUERQUE, N.M. (AP) — Despite improved salaries, 13 of 41 guards hired at the New Mexico State Penitentiary since a bloody riot at the prison last February already have quit.

Gov. Bruce King had previously said an intensive prison guard training program would begin March 23.

## Shots Fired on C Section Yard

Three shots were fired on the C Section yard, Tuesday morning, to break up an altercation between three convicts, according to Mike Madding, prison spokesperson.

The fistfight broke out at 9:50 a.m. involving three Mexican-American and white prisoners. A warning shot was fired and ignored, said Madding. Two shotgun rounds were then skip-fired into the combatants, wounding one of them.

According to Madding the wound was a minor one but one of the cons suffered a broken jaw during the melee.

Staff considers the incident to be a personal dispute, said the information officer.

## Nine Shots Fired To Stop Altercation

Nine shots were fired on the Protective Housing Unit AC yard, Tuesday to break up a fistfight between a Mexican-American and white prisoner, according to Mike Madding, prison information officer.

The 1:52 p.m. incident occurred when two PHU inmates ignored two warning shots to stop the fight. Seven rounds of 7½-birdshot were then skip-fired into the altercation, wounding both combatants.

Both men suffered multiple birdshot wounds and were taken to the prison hospital for treatment. They are now housed there for observation and reported in good condition.

Two plastic weapons were found in the vicinity of the fight but were not used, according to Madding, and the incident is considered a personal dispute by staff.



### LETTERS

Dear Editor:

My answer to the Question Man's question in the 6-13 issue is: "I've learned that time goes on even if the question goes unanswered... madness!"

—Al Hunt  
A-Section

Dear Phantom Diner;

First, let me congratulate you on your excellent sense of humor that you have displayed in your recent articles concerning the taste and quality of the food here in the San Quentin messhall. It is good to see someone trying to make the best of a bad situation by using humor to make their point.

There are too many good men in here that have never really recovered from that dread disease, "lossatate," that they picked up while awaiting trial in the various county jails. Now that they are here, the profusion and comparatively wide selection of food makes them think that quantity makes quality.

Your rapier-like wit is truly refreshing in the face of the culinary disasters that we are faced with three times a day and I would like to applaud your efforts to change the situation with humor, wit, and harmless sardonic laughter.

Keep up the good work and maybe, just maybe, we can get some decent food in here that will be tasty and nutritious.

Respectfully,  
—Richard E. Rhymes

Dear Editor:

At first I thought an inmate zip code number was a great idea, but now I'm not so sure.

The 94974 number on incoming mail goes to Novato, California, 75 percent of the time. Novato's zip code number is 94947. When this happens the mail is delayed several days.

I'm not the only inmate noticing this problem. Since I get quite a few letters, I thought I'd let the News know it isn't working.

Keep up the good work on the paper.

Respectfully,  
—Paul Schlechta



"Yeah mom, it's really hard time here in the west block. I'll call you again soon."



By Dana Mejia

**How do you feel about making a real wage in prison and having to pay a portion back to the state for taxes and room and board?**

**Paul "Chicago" Schlehta:** "If we get enough out of it to make it worth while, it's okay. If not, it's not worth it."

**John Wasson:** "I don't think it will help. They'll end up giving us just a few cents a day. It'll be the same as it is now."

**Gary Peralta:** "I think it would be alright if we could get enough left over to live on. The little we get now isn't enough."

**Tom Knudson:** "I feel it would be the most logical step for the state to take. I would be able to send money home to my family. It would also save the taxpayers money. I don't feel they should charge us room and board unless the state makes living conditions more humane. Making more money would help when I got released toward better living conditions, instead of having to return to a hotel room where there are drugs and crime."

**'Shorty,' Gonzales:** "I don't think it would help if the state takes the money back. We didn't ask to be here."

**James Cruz:** "It boils down to how much money we would end up with."

**Ben Chavez:** "Yea, the minimum wage is needed to give us convicts something to look forward to. Extra money besides our gate money can keep people out of here. In my opinion, the state is responsible for our room and board. Why should we have to pay rent to be kept in prison?"

**David Esparza:** "Hell, I think it's great. I will give a lot of guys something in their pockets when they get out."

**David McNeil:** "If the jobs are skilled jobs, then the inmates could benefit from it."

**Mike Heide:** "I feel that is an unrealistic question because this is a union state."

**Albert Ellis:** "I feel that making a real wage, here in San Quentin, would be beneficial to the convicts when they are released from prison. As far as paying back a portion of that money for taxes, room and board; that is also something that would help to prepare a prisoner for release."

**Charles James:** "It sounds good making real wages and paying a portion back to the state as long as they don't take too much back."

**Eddie Jones:** "For what I'm doing now, I feel I should be getting a real wage. We are making money for the state now and all we get back is peanuts. I can't see paying rent back to the state."

**Almustafa Abdul Ahmed:** "Definitely a good proposal if it ever could be realized. It would be exceptionally beneficial for those of us with wives and families. As far as being charged for room and board is concerned, unless they raise the standards of living to coincide with the amount that would be extracted from our salaries, I don't feel it justifiable."

## A Man With a Goal Juan Banegas and the Burrito Conspiracy

The burrito has played a significant role in San Quentin's history, according to Juan Banegas, one of San Quentin's enterprising burrito men.

Banegas, age 32, is serving a nine-year-term for robbery and kidnapping out of Los Angeles County. Burrito men have come and gone around this camp but Juan has found a way to thrive where others have floundered.

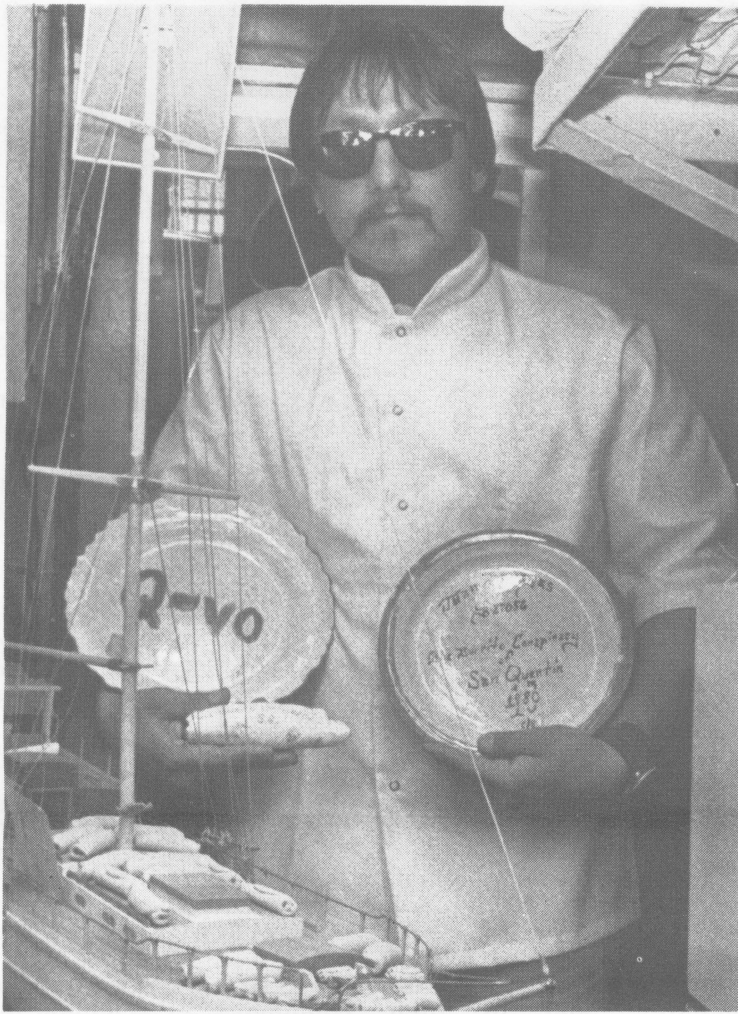
"My burritos are big and hot," says Banegas, "and smoking. I cater to a special

same amount of energy and dedication to the burrito conspiracy that I put into being a bandit, there's no way I can fail," said Juan. "Besides that I'm putting out a good product and the price is right."

Three months ago Juan Banegas heard about the new ceramics class that was being offered in the hobby shop by Ms. Tarantino.

Deciding to check it out, Juan dropped by the class one day.

"I found out that I like working with the clay," said the



JUAN BANEGAS displaying his wares.

clientel: People who like the best."

Juan Banegas has spent practically his whole adult life behind bars. This is his second jolt and he believes that it's time to start thinking seriously about the future.

"I've had my fun shooting and looting," muses Banegas. "Being an unsuccessful bandit carries a high price. I'd rather be a successful burrito man and earn my money with a smile," he says with a smile.

Hence, Juan has come up with a way to make and sell a legitimate burrito in San Quentin. He makes them out of clay and puts them up for sale in the prison handicraft shop.

A great believer in this novel idea of his, Juan says "I'm going to specialize in San Quentin burritos. One of these days people will treasure my burritos more much than pet rocks have been treasured."

"Just wait and see," says Banegas, enthusiastically, as he displays his wares spread out on his workbench.

Besides the 12-inch personalized plates there are realistic looking hand-rolled clay burritos that come complete with a recipe for San Quentin tortillas. Juan considers this six-inch model his classic burrito.

He also puts out a 2½-inch pendant or pin-type burrito and a one-inch burrito earring.

Banegas sees big things ahead for what he calls the "Burrito Conspiracy of SQ."

"I know that if I devote the

smiling burrito man. "and enjoyed being able to create something with my hands."

"There I was working with the clay," said Juan, "and I found myself, unconsciously, rolling out tortillas. Force of habit I guess," he joked.

"It all developed from that. From then on out it all just fell into place," he said.

Banegas sees a promising future in the burrito conspiracy... perhaps with a Burrito Ship—designed with SQ cell replicas on deck. He envisions manning his ship with a crew of ex-cons out of the California Institution for Women and traveling from one San Francisco Bay port to another, selling real and ceramic burritos to tourists.

"There's no stopping me now," says Juan. "The 'Marvelous San Quentin Burrito Conspiracy' is going to make me a rich man."

## Ash To Crime

PORTLAND, Ore. (AP) — One of the many people feeling oppressed by the ash that pervades Portland chose an unconventional, and illegal, means of getting away from it all.

Authorities said an unshaven man in his 30s used a gun to commandeer a city bus for a trip into the countryside and then fled on foot shortly before a state policeman checked the vehicle. Police said the suspect told the driver, "I want to get out of town — out of all this ash."



## Heroin Induced Crime

By Tom Knudson

Heroin is a drug that leads its victims to crime, prison and eventual death.

Although it is said that heroin is the ultimate high, the price one pays is higher. Many users risk their pride, their loved ones, their friends, their material belongings, or belongings of someone else, to keep up with their drug habit.

Many users feel that they're in better control of themselves when on the drug but later find out this isn't so, for heroin brings out the hidden monster inside them, that is only too willing to follow its master.

Take a look inside prisons today and you will find many victims of heroin; although they may not be incarcerated because of heroin, probably heroin played the leading role in their crime, according to recent studies.

I feel that in life, you'll find it's not what you do that makes something important, but the reasons behind it. That is what drives you to that goal. The same applies to users and nonusers of heroin.

Many nonusers have asked, "What's so good about heroin? How does it feel when you're on heroin?" Like the many questions people ask about heroin, there are innumerable answers for each one. I could tell you the "Godlike" feeling, the do-no-wrong-feeling. I could tell you that life has no meaning without heroin.

Would you really understand? I doubt very much if you would. Without using heroin, it would be impossible to fantasize the overpowering superior and magical effect it has. There is no comparison in life's riches to heroin from an addict's point of view.

Many addicts feel life is dull, a waste, full of too many pressures to deal with. Life just drags along slowly, adding more obstacles to the ones that are already there.

Is here an answer to life's frustrations, pressures, dullness and problems? For me heroin was the answer and the guiding force through hard and troubled times. Heroin provided me with a force field enabling me to ward off reality and life's endless pressures.

Is heroin the real answer for them? I can't answer for them, for me it was at one time... or so I believed. The want for heroin left no bounds on what I would do to get it, nor would it have mattered if I took someone's life in the process.

Is there an answer to heroin-induced crime? The politicians seem to think so. One of their methods has been harsher penalties. The result has been overcrowded prisons and a gigantic increase in the number of addicts.

Another solution has been to make it more difficult to smuggle heroin into this country. That only helped to increase the demand and the profits, leaving the smuggler to finance a larger quantity next trip.

Rehabilitation was another proposal. Special programs were set up through social workers, doctors, psychiatrists and psychologists to cure the addicts. The costs for programs was outrageously high and the cure temporary. More than 95 percent of the addicts returned to heroin use. The remainder, almost without exception, switched to some other drug, according to governmental research.

This left the government with one more possible solution—methadone. For a while it appeared that this would work. "Today we know differently," said one researcher. Less than 15 percent of heroin addicts uses methadone as an alternative. Why?

According to most addicts I know, including myself, methadone is just a substitute habit. It doesn't have much of an attraction when compared to heroin. That means that crime still pays for the "high." In turn, society foots the bill as victims.

Have all the solutions failed? In Great Britain, the answer is "no." Heroin has been treated for what it is: a medical and psychological problem. For half a century, English addicts have been able to purchase heroin legally with a doctor's prescription. As a result the crime rate is much lower, said an English official.

Decriminalizing heroin appears to be the answer to heroin problems in America. The drug would still be illegal for nonaddicts. Some public officials profess that this would cause an increase in the number of addicts. This has not been the case in England according to judge Francis McCarty, San Francisco Superior Court judge, where heroin has been decriminalized.

What are the advantages to decriminalization?

- Serious crime could decrease dramatically.
- Organized crime could lose billions of dollars a year in profits.
- Police protection should improve because they would no longer waste time and money arresting addicts.
- The court system would also improve by saving time and money by decreased crime of addicts.
- Society would benefit.

Who benefits from our present heroin laws? Certainly not the addict—he is forced into a nightmare world of crime and punishment. Those of you who have never used heroin—you're the victims of today's laws.



San Quentin Celebrates  
Sunny 4th of July With Music

By Tom Knudson

The Fourth of July show, featuring The Rick, Ruby and Righteous Roul combination, Country Joe and the Fish and Joyce James was held on San Quentin's lower yard last Friday.

The show began at 11 a.m. with the zany comedy team of Rick (Brian Seff), Ruby (Monica Carroll) and Roulal (Joshua Brody) doing their impressions of music greats.

Their routine started with a "bad" Flamingo joke by Rick, then into "Jambo Laya," in

speed rosary course for those in a hurry.

Joyce's act was not up to par that day. "I didn't feel funny today," said Ms. James.

It was with mist in her eyes that Joyce then related to the News that a bad experience the night before — she was beaten and raped in San Francisco — had almost caused her to cancel her appearance here.

It was only after spending most of the night talking with the rape crisis people in San Francisco that she decided to come up here and give her performance . . . despite the harrowing experience of the night before.

"It did me a lot of good to come up here and give a performance," said Joyce. "Seeing all those guys out there laughing and enjoying the show really helped in the healing process."

Convicts appreciate "heart" and Joyce showed a lot of that. Towards the end of the interview she commented, "Straight from the shoulder, this is probably one of the best Fourth of Julys I've had."

Last, but not least, Country Joe and the Fish took stage singing "Oh Jamaica."

This talented four-man group included Joe MacDonald, lead vocal and guitar; Barry Milton, vocal and guitar; Richard Saunders, vocal and string bass and Scott



JOYCE JAMES reaches into her bag of tricks during her performance.

which they portrayed Johnny Cash, Bob Dylan and Barry White with a disco version.

Rick and Roulal were then joined by a spaced-out Ruby, who staggered onto the stage to do another Peggy Flem joke which didn't go off to well.

The threesome really came alive with the songs "Mack the Knife," "Duke of Earl," and some feminists jokes including a dirty book commercial.

The highlight of their act was the history of soul. Groups like the Eagles and Ike and Tina



RICK, RUBY and Righteous Roul making people laugh on San Quentin's lower yard.

Carpenter were comically portrayed bringing loud cheers from the audience.

The next performer was Joyce James, a stand-up comic from San Francisco's Boarding House night club.

She began by asking the cons if it was alright to spit to get something off her chest. Being that Joyce was in a convent for five years, she came up with a

Lawrence, vocal and electric piano.

Every song by the group was met with cheers and applause from the cons. Some of their selections were "Coyote," "Colorado Town," "Jessie James," "All I Need" and "Tom Joad."

After Country Joe and the Fish finished their act, they left

Continued on page 4



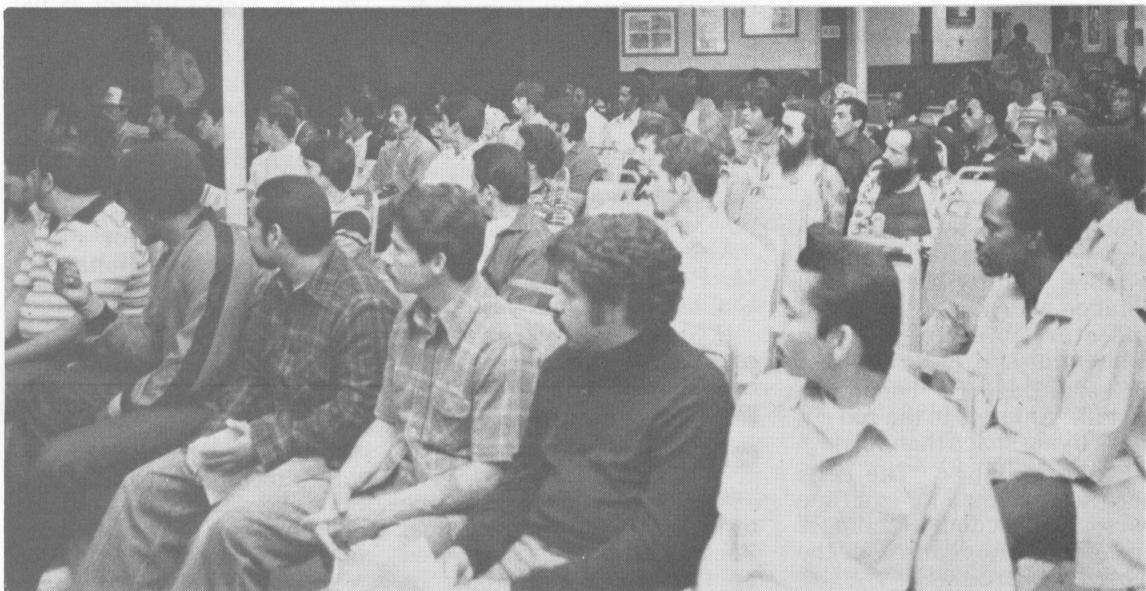
COUNTRY JOE AND THE FISH playing for cons.

San Quentin News  
THE PULSE OF SAN QUENTIN

Vol. I, No. 20

TAMAL, CALIFORNIA 94964

Friday, July 11, 1980



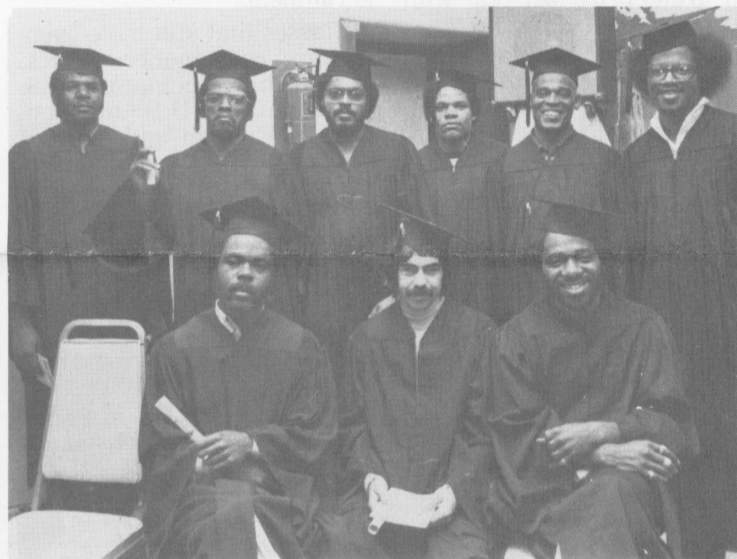
SAN QUENTIN CONVICTS enjoying the music of Jazz Sounds during ceremonies in the visiting room.

200 San Quentin Cons  
Honored at Graduation

By Dana Mejia

Some 200 San Quentin Convicts were honored at the graduation exercises in the San Quentin visiting room June 27.

The ceremonies began at 8 p.m. with the Jazz Sound playing their rendition of "So What."



ASSOCIATE OF ARTS recipients pose for SQ News camera.

Bayview's principal, James B. Orrell, opened the evening with a welcoming to guests, students and staff members before introducing Fred Davis, cochairman of the Student Advisory Council (SAC).

Davis made a short speech honoring the graduating convicts, as the "cream of the crop" and then led the salute to the flag.

Father O'Neill, San Quentin's Catholic chaplain, offered an invocatory prayer on behalf of those present.

Mr. Orrell then returned to introduce members of the education and vocational departments and special guests.

One special guest, Dr. Caroline Gillin, U.S. regional commissioner for education, commented, "I am very pleased to be invited to San Quentin's graduation and am delighted to see the convicts use their time constructively."

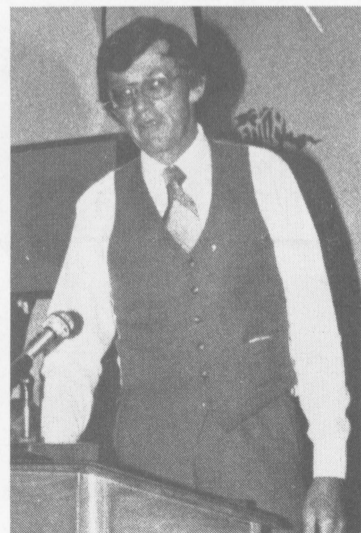
Another prominent guest, Dr. Jerry Shapiro from Washington D.C. said, "Being a former high school principal, I am impressed with the kinds of courses offered in that it gives someone a chance to pursue a good job on the outside."

Many of the students commented on their appreciation for the opportunity to get an education while being in prison.

Ricardo Gomez, the student

with the highest grade point average and Arnold Arguayo, the student with the highest vocational achievement, gave the salutatory and valedictory addresses.

Mr. Russo, San Quentin's music director, then made a few comments about the music



GARY BROWN receives award.

program here at San Quentin and introduced the Jazz Sound.

This talented quintet included Leonard Brown, saxophone; Doug Lanier, keyboards; Bobby Knight, drums; Raffpeal Washington, guitar and George Burbage, string bass.

Their selections for the evening included "A Day in the Life," "23 Rafael Dr.," "San Rafael, Ca."

"Equinox" and "Bags Groove," which brought spontaneous applause from the audience.

Following the entertainment some of the more prestigious awards were presented.

Leadership awards went to

Continued on page 4

SQ Guards Work  
Despite Pickets

Despite five pickets at San Quentin Prison's main gate July 2, most of the correctional officers at the prison showed up for work as usual.

Mike Madding, prison spokesman, said that five officers called in sick for the 8 a.m. watch while four were absent without contacting the prison.

At issue is a threat by state Controller Ken Cory, who said he will not issue retroactive pay checks once a state budget is adopted. As of July 1, state employees were working without knowing when or if they will be paid.

The Attorney General has taken the payment issue to court and received a ruling ordering Cory to issue paychecks for the period in which there is no 1980-81 budget.

Madding said the pickets at the east gate of San Quentin had signs saying, "We're locked out," despite the open gate through which most employees were entering.

Four of the pickets are San Quentin employees, he said, and one was from outside.

The California Correctional Officers Association has called for its members to stay away from their jobs until the pay issue is resolved. The California State Employees Association, to which many of the correctional officers and other San Quentin employees belong, is urging its members to come to work.

—WEEKEND MOVIE—

"Penitentiary"

This hard-hitting prison drama—written, produced, and directed by Jamaa Fanaka—has turned out to be this year's most successful independent film. Leon Issac Kennedy stars as "Too Sweet" Gordon, a man wrongly convicted of murder and struggling to survive the brutal conditions he now faces. His fighting prowess leads him into competition in the prison boxing tournament, where victory is rewarded with a bout in the bone-yard and the possibility of an early parole. This is not one to miss! Rated R.

—MEXICAN MOVIE—

"LAS DEL TALON"

23 Rafael Dr. San Rafael, Ca. 94901 USPS 480-700

5/13/80

6/1/81



By Dana Mejia

### How do you feel about having to be double-celled?

**Willie Moore:** "There's not enough room for even one person, let alone two. It breeds trouble. I think they should enlarge the parole program and start to empty out the penitentiary."

**George Bogner:** "I don't like it at all. Animals in the zoo get more living space than we do."

**David Malabe:** "The cells here are too small for even one person. I think double-celling is one of the major causes for the tension in here."

**Johnnie Drumun Vasquez:** "There shouldn't be double-celling unless both men agree to it. I've been coming here for 26 years and I've seen that it has caused problems."

**Felipe Ramirez:** "Due to the present changes taking place here at San Quentin, there are a lot of guys coming in with a lot of time. I think they should be assigned a single cell off the top."

**Mike Cuvano:** "It shouldn't be mandatory. It should be up to the individual. A lot of guys are doing a lot of time and they can't get along with just anyone."

**Earl Lewis:** "I think it's cruel and unusual punishment. I'm small and even with another small guy it's uncomfortable. It may be a leading cause of violence in SQ."

**Broadway Owens:** "I feel that 44 square feet is simply not enough room to maneuver in adequately. A human being finds himself bumping off the walls and practically injuring himself. They should send half these people to other institutions to enable them to have one man in each cell."

**Alfonso Collette:** "I don't mind double-celling with someone I know and run with. I would refuse to cell with someone I don't know that is forced upon me. We should have a choice. We should not be forced into something we can't make adjustments to... that's where the conflicts start."

**Leroy Weusi Johnson:** "It's okay if you can cell with someone you know. As far as celling with someone you don't know, that's not too cool."

**Wayne Carter:** "It's an atrocious degradation and dehumanization process. It's cruel and unusual punishment."

**Aaron Knoman Owens:** "I feel the cells are too small for two human beings to live and get along in. I see that other states have ruled this to be cruel and unusual punishment. I'd like to know what's happening in California?"

**Danny Ruiz:** "I feel that it creates problems between the two people. Because you have to live in such a small space, it creates tension, anger and hostilities."

**Eddie Jones:** In a cell the size of these there's not enough room. There's going to be conflicts between the two inmates... because both men have different ways of doing things."

**Almustafa Abdul Ahmed:** "I think it's cruel and unusual punishment. There's not enough space to accommodate one person, let alone two."

## Fall Semester College Program

The San Quentin College Program is now taking applications. Classes will begin Aug. 18.

To qualify you must have a G.E.D. or a high school diploma and be eligible for night movement.

Classes offered will be: Anthropology 2, English 1A, Geography 1, Philosophy 10A, Mathematics A-F, Astronomy 1, Communications 2A, Speech 6.

Also available are: Biology 21, Political Science 4 and English 81.

If you are interested you can contact Mr. Gary Durkee in the education office.

### Poetry Contest Offers \$1000 Prize

A \$1,000 grand prize will be awarded in the Sixth Annual Poetry Competition sponsored by the World of Poetry—a quarterly newsletter for poets.

Poems of all styles and on any subject are eligible to compete for the grand prize, or for 49 other cash or merchandise awards.

Says Poetry Editor Eddie-Lou Cole, "We are encouraging poetic talent of every kind, and expect our contest to produce exciting discoveries—like Virginia Bates, a housewife from Woodbine, Maryland. She won our grand prize last year with her poem 'Pieta'."

Rules and official entry forms are available from World of Poetry, 2431 Stockton Blvd., Dept. N, Sacramento, CA 95817.

## Death Penalty Ruled 'Vague'

SAN FRANCISCO (AP) — The California Supreme Court has ruled that a voter-approved provision allowing the death penalty for "especially heinous" murder is too vague.

The high court denied without comment a request by the state attorney general's office for review of a lower court ruling invalidating the section that permits capital punishment for a murder "especially heinous, atrocious or cruel, manifesting exceptional depravity."

The attorney general was expected to appeal to the U.S. Supreme Court.

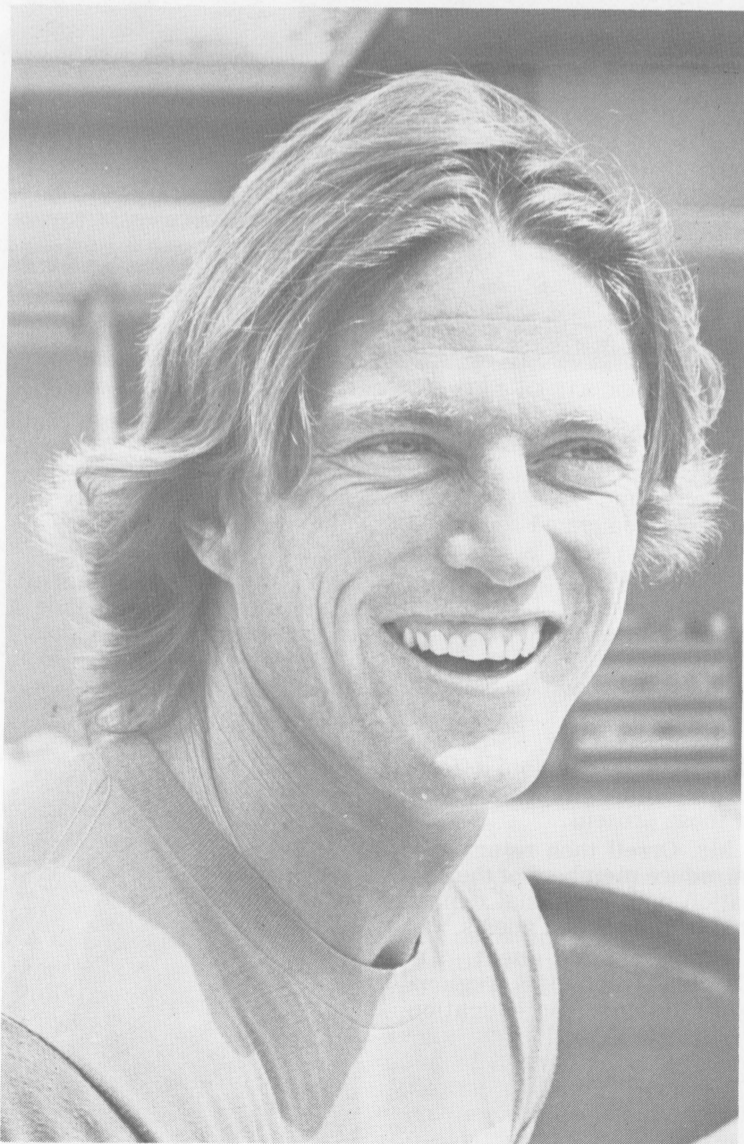
In 1978, voters approved Proposition 7, a law which specifies 19 categories of special circumstances which allow the death penalty, such as murder for hire, murder during a robbery and murder "especially heinous."

The ruling came in two Santa Clara County cases involving the heinous crime category. The trials of the defendants, John W. Gamble and Allen LeRoy Engert, have been indefinitely postponed.

## Night High School Enrollment Openings

The San Quentin night high school program is now taking enrollments.

Classes that still have openings are: consumer economics, advanced mathematics, U.S. government, U.S. history, G.E.D. English and general science.



EX-CON RAY ROGERS will appear in this year's Jesus celebration on lower yard.

### SQ Ex-Con Returns for Jesus Day Celebration

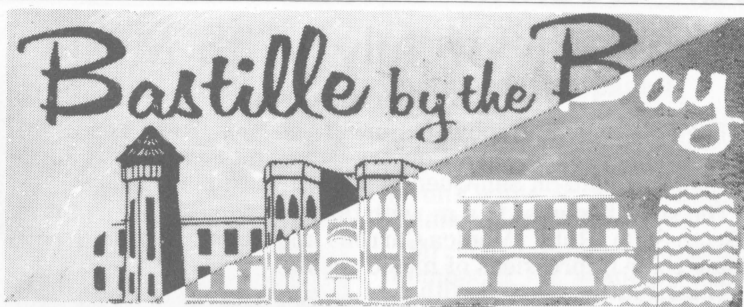
Raymond Rogers, a born-again Christian, will be returning here as a guest speaker at the annual Jesus Day Celebration, held at Coyote Park on Saturday, July 19, according to Chaplains Burt Russell and Harry Howard.

The celebration begins at 9 a.m. and will run till 2 p.m. The mainline population is invited

to share in music and testimonies.

Ray is currently affiliated with Campus Crusade for Christ in San Bernardino. Among his duties are visiting the many men behind bars in the various county jails and juvenile halls in California.

There will be many other guests singing and giving their testimonies.



### Two Kinds of Killers—A Citizen's View

We kill him very, very slowly, you and I. First, we tell him we are going to kill him. But we don't tell him when. Not right away. So we put him in a cage and some day—in weeks or months—we will tell him when we are going to kill him. But he won't be sure. There is always a chance for a last-minute stay. There is always hope.

Maybe it's good there is hope. Maybe it's not. Maybe we will keep him alive in his cage for years and he will know that we are trying our best to kill him, you and I.

But the time will come when we'll kill him, you and I. We'll kill him at 10 a.m. We usually do. The night before, we'll take him out of his cage. We'll strip him. We'll search him for a razor blade. (We don't want him to cheat us by killing himself.) We'll dress him out in new dungarees and slippers. We'll take him down to the death cell. And in the morning we'll kill him.

We'll lead him into the gas chamber and strap him into the chair and squeeze his shoulder, and tell him to breathe deeply when the gas rises. The door will clang shut and the pellets will drop in the acid and he will perform the very private act of dying, as the witnesses outside press forward to get a better look through the glass windows. That is how we kill him, you and I.

He killed his victim in a sick rage of gunshots. And in our sick rage, we wished him killed in return. But not this way. Not after months or years of premeditation, careful attention to every comma, painstaking preparation and a final squeeze of the shoulder to show him it's nothing personal.

So tell me who are the more cruel, passionless, cold-blooded killers? Him? Or you and I?

### Acosta Still Champion In Handball Singles

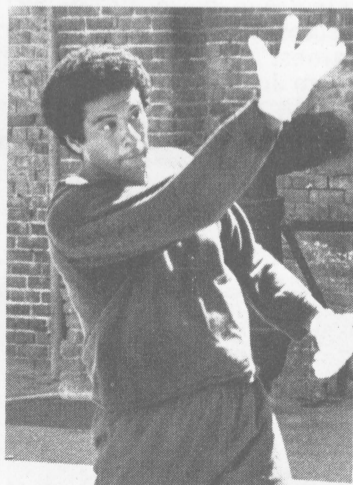
Last Saturday in the gym, Ronnie Acosta retained his title in the handball singles champion of San Quentin.

The first two-out-of-three sets were played by Johnny Van and Ronnie Acosta. Battling to changa, Acosta was too much for Van.

Juan Gomez and Fernando Gonzales played the second match of the day, Gomez winning.

Sweating through the last set before the finals were Juan Gomez and "West Block" Sammy. Gomez inched by Sammy for the win.

The handball finals had the



RONNIE ACOSTA wins best singles match.

doubles champions, Acosta and Gomez, fighting against each other. Going to changa twice, the fast changing pace of Acosta was too much for Gomez. And Acosta's victory ensued.

Although the turnout for the handball singles were few, present were the hogs of San Quentin.

### Mormons Begin Regular Meetings

Starting next Wednesday, Doctor Darrel Smith, SQ's eye clinic physician, will be meeting with San Quentin Mormons.

The discussions will be from 6:20 p.m. to 8:20 p.m. Those interested can contact either Chaplains Howard or Russel, or the Garden Chapel clerks to have their name put on the night movement sheet.

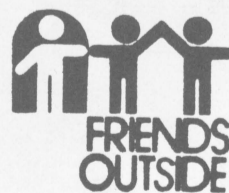
### A.A. Seminar Will be Held

San Quentin's chapter of Alcoholics Anonymous is sponsoring a seminar, to be held Monday at 6:20 p.m. in the visiting room.

There will be a presentation ceremony to honor the outside chapters of Alcoholics Anonymous for their support of the San Quentin chapter.

Music will be provided by Jazz Sound and Perfections, two San Quentin groups. A guest speaker is also scheduled.

### Need a Bus Ride?



Goes to  
San Quentin State Prison  
On 4th Tuesday of Each  
Month

For Reservations Call: (415) 863-5100  
Van leaves at 3:30 p.m. from  
140 Church St., San Francisco

## U.S. Supreme Court

# Court Rules in Favor Of Access to Trials

WASHINGTON (AP) — The public and press have a constitutional right to attend criminal trials, the Supreme Court ruled, telling judges nationwide they can conduct trials or portions of trials in secret only as a last resort to insure fairness to a defendant.

By a 7-1 vote, the justices said the Constitution's free-speech guarantees require public trials.

The decision sparked seven separate opinions, and not all seven justices agreed in their approach to the critical constitutional issue.

But the decision, nevertheless, was a victory for public and press access into the nation's courts.

The decision on open trials said a Virginia judge, Richard Taylor, was wrong when he closed the two-day murder trial in 1978 of John Paul Stevenson.

Stevenson was charged in the 1976 murder of a Hanover, Va., hotel owner, and had been tried three times previously. At the start of the 1978 trial, Stevenson's lawyer asked Judge Taylor to close the proceedings "because I don't want any information being shuffled back and forth when we have a recess as to what — who testified to what."

Prosecutors voiced no objection to the request, and Taylor approved it. Two of the persons ordered to leave the courtroom were Timothy Wheeler and Kevin McCarthy, reporters for the Richmond Times Dispatch and the Richmond News-Leader.

They and their employer, Richmond Newspapers Inc., sued, challenging Taylor's action. The Virginia Supreme Court upheld the trial closure, but the decision said the closure was unconstitutional.

This decision thus makes clear that the July ruling dealt only with pretrial proceedings, and not the trials themselves.

## N.M. Warden Still Sought

SANTA FE (AP) — Gov. Bruce King's office says 40 applicants for the job of warden at the New Mexico Penitentiary have been rejected and the state will go on looking.

The post has been vacant since Warden Jerry Griffin resigned in early April, two months after a bloody riot that ended in the deaths of 33 inmates.

## PACKAGE PROBLEMS?

contact the MAC at Ext. 248.

## Chairs Fly in Visiting Room

A disturbance between seven white and black prisoners broke out Sunday in the San Quentin visiting room, according to Mike Madding, prison information officer.

The 2:10 p.m. incident began after the Max B visiting area was cleared of visits. At that time, white and black Max B inmates began fighting and throwing chairs.

Two officers received minor injuries while attempting to stop the altercation in which two inmates suffered minor injuries.

No mainline cons were involved, said Madding. The incident appears to be along racial lines and until further investigation, Max B prisoners will visit behind the glass.



## — LETTERS —

Dear Editor:

Last week I attended the graduation ceremonies held in the visiting room. No doubt, the News will have an article on the ceremonies telling briefly of the speeches and who delivered them. However, I felt compelled to submit to you the feelings of this visitor who attended the event.

First of all, getting through inspection (metal detector, search of belongings, etc.) was a major accomplishment. It seemed that those admitting us had never done it before, and they weren't very efficient at it. They started about 15 minutes late, and their inefficiency caused many visitors to be up to 20 minutes late getting in. In addition, the inmates were late getting in—for whatever reason—so the ceremony didn't get started until 8:00 instead of the scheduled 7:30 p.m.

Everyone was fully aware that things had started late, and we were told at the beginning of the speeches that an effort would be made to make the ceremony as short as possible and the party as long as possible. This remark was met by loud applause; unfortunately, this promise was not kept. After about 1 hour and 20 minutes or so worth of speeches, interspersed with the excellent music of the Jazz Sound, we had about ½ hour to visit with the inmates. Then we were informed we had to leave.

The whole experience was a very frustrating one. A remark was made by one speaker that the audience seemed more interested in eating cake than in proceeding with the ceremony. That was not the case. However, many of us had travelled long distances and had waited a long time in line in very warm weather in order to attend the ceremony. Some had come from out of state for this. Those of us who attended travelled those long distances because we care about the inmate receiving his degree or award, not because we wanted to listen to long speeches or eat cake. This opportunity for a very special occasion to be shared by inmate and loved ones was turned into a very disappointing affair.

I think that the graduation ceremonies — and other sponsored events at the prison — could be much more enjoyable for all if those planning them would take into consideration that the ceremony is secondary to the relationship. Those of us who are able to join the inmates for a special event do so because we care about the individual, not just because we want to attend an "event"!

Very truly yours,  
—Name Withheld Upon Request

## Judge Orders State To Cut Population

By JIM HILL

of The Oregonian staff

U.S. District Judge James Burns ruled that the Oregon State Penitentiary and Oregon Correctional Institution are unconstitutionally overcrowded and ordered state officials to devise a plan for reducing the total population by more than 600 prisoners "in a sensible manner, but without delay."

Calling the decision "preposterous," Gov. Vic Atiyeh said the state would appeal the order, which he said would force the state to "turn loose 500 convicted felons."

"The governor said he had no intention 'of permitting such irresponsible action to occur.'"

Robert Watson, Oregon's administrator of corrections, said he believes the time limitations imposed by the judge ruled out construction of new facilities, and predicted that continuous release of inmates would be necessary to make room for new ones.

If the state paroles or releases enough prisoners within a year to bring the populations within the two prisons' design capacities, Watson said, "the consequence would be some danger to the public." He noted that efforts to "accelerate" the release dates of prisoners convicted of less serious crimes has not achieved the necessary reduction.

The suit which led to the court's finding was filed in January by three penitentiary inmates, Tom Capps, David J. Sterling and Allen L. Eggsman. They were represented by director Roy Haber and associate Richard Wyman of Prisoners Legal Services of Oregon.

The suit contends, in essence, that overcrowding at the two institutions had created unsanitary and dangerous conditions constituting cruel and unusual punishment in violation of guarantees of the U.S. Constitution.

There was evidence during

the hearings that the penitentiary, designed to house a maximum of 1,107 inmates, currently has 1,476; and that the correctional institution, with an intended capacity of 476, has 773. The prison annex, which is a beef and dairy farm two miles south of Salem, was intended to house 100 to 125 inmates but has 206, witnesses said.

Burns said that evidence also showed that the monthly average population since January 1977 has been not less than 1,429 at the penitentiary and has ranged from 672 to 775 at the correctional facility.

There was testimony that this overcrowding led on various occasions to forced assignment of two inmates to cells intended for one ("double celling") and conversion of day rooms to dormitories.

Burns said new offenders have continued to pour into the prison pipeline while the parole board, with its comparatively new matrix format for determining release, has been tightening the spigot at the other end.

"The pipeline had become swollen to the near bursting point," Burns remarked, noting that the problem involved human beings rather than water.

The judge said he believed Watson, penitentiary Warden Hoyt Cupp and correctional institution Superintendent G. E. Sullivan had acted in good faith with the goal of providing safe and humane confinement. But he concluded that at times during the past 3½ years prison officials had "crossed the line" and permitted overcrowding to infringe on the prisoners' constitutional rights.

The result, Burns held, was stress, which led to some degree of tension in the prisons and "a climate of anxiety and fear" among staff and inmates — a climate with the potential of erupting into deadly violence.

The judge directed state officials to return with the proposed wording of an injunction enforcing a systematic reduction of the inmate populations, including any suggested supervisory measures to monitor the reductions. He said that one tool for enforcement of the plan might be a daily fine for non-compliance.

Burns said he was "reluctant," as a federal judge to interfere in the administration of state prisons, but that past efforts to alleviate overcrowding were "too slow and cannot be tolerated."

Atiyeh said the court had "overwhelming evidence" that Oregon operates one of the "finest and most humane prison systems in the United States in spite of the present crowded conditions," and that steps already have been taken to relieve those conditions."

## Third Quarter Movie List

- July 12—"Penitentiary" (Blk) (R)
- July 12—"Las del Talon" (Mex) (PG)
- July 19—"The Rose" (R)
- July 26—"Apocalypse Now" (R)
- Aug. 2—"American Gigolo" (R)
- Aug. 9—"The Mack" (Blk) (R)
- Aug. 9—"Noches de Cabaret" (Mex) (PG)
- Aug. 16—"Up in Smoke" (R)
- Aug. 23—"Who'll Stop the Rain" (R)
- Aug. 30—"Kramer Vs. Kramer" (PG)
- Sept. 1—"Coal Miner's Daughter" (PG)
- Sept. 6—"The Watts Monster" (Blk) (R)
- Sept. 9—"Tom Horn" (Hol) (R)
- Sept. 13—"Mad Dog Morgan" (R)
- Sept. 20—"Serial" (R)
- Sept. 20—"Contrabando y Tracion" (Mex) (PG)
- Sept. 27—"Black Streetfighter" (Blk) (R)

## Juneteenth Show . . .

Pictured in the following sequence are the groups that lent their talents and energy to making the Juneteenth celebraton in the north dining hall the success it was.

Due to copyfitting problems these pictures did not appear in the July fourth issue when we ran the story on the Juneteenth show.

—Editor



MAGNETISM performs for Juneteenth crowd.



BROTHERS OF SOUL doing it in north dining hall.



JAZZ SOUNDS during break in show.

## 4th of July . . .

## Continued from page 1

the stage only to be brought back for an encore from a roaring crowd.

The encore initiated their final and most famous number, "I-Feel-Like-I'm-Fixin-To-Die Rag," that ended the Sunny Fourth of July celebration.

Back stage Country Joe remarked, "The prisoners in San Quentin let me know where to draw the line at." "I hope everyone gets out fast — tomorrow is not soon enough," said Richard Saunders, the groups bass player.

The emcee, Don "Bear" Blansett commented, "I think that it should be noted that the musical comedy impressionist team of Rick and Ruby were very favorably received by the cons."

Dennis Jones, the coordinator wishes to thank Mr. McNair, activities coordinator; Fred Martin and Jim Coe, sound coordinators and emcee "Bear" for their efforts in making the show a success.

Dennis also wishes to extend a special thanks to Tom Lapenske from Bread and Roses, Country Joe and the Fish, The Rick and Ruby show and Joyce James for donating their time and talents.

The News wishes to thank Russell Wise and Wayne Parks for taking the pictures that will be used in this article.

## \$3,000 Grants Available for Disabled Vets

SAN FRANCISCO — A Veterans Administration grant of up to \$3,000 is available for some seriously disabled veterans to purchase an automobile or other conveyance.

The VA will also pay for specially adapted equipment required for the disabled veteran to safely operate a car or other vehicle such as a van.

This word came from Administrator of Veterans Affairs Max Cleland, who has already taken advantage of this benefit as he lost both legs and an arm during the Vietnam War.

Cleland said that the program allows VA to make a one-time payment of not more than \$3,800 toward the purchase of an automobile for veterans or active duty personnel with service connected loss, or permanent loss of use of one or both hands or feet, or permanent impairment of vision of both eyes to a prescribed degree.

In addition to the vehicle and the adapted equipment, the agency will pay for the repair, replacement of or reinstallation of such equipment in subsequent vehicles, he said.

In 1979 some 1,300 veterans used this benefit at a cost to VA of nearly \$5 million for a vehicle, or purchase or repair of specially adapted equipment.

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

Inmates may send the San Quentin News for \$1 per year to persons outside by obtaining and filling out a special San Quentin News order from the education department. Persons outside the institution may subscribe to the San Quentin News for one year by sending their name and address, along with \$2 to the Accounting Office, California State Prison, San Quentin, CA 94964.

G. W. Sumner . . . . . Warden  
Reporters: D. L. Johnson (editor), Thomas Knudson, Dana Mejia; Composing Room Leadman: Joseph B. Morse; Proofreader: Dale L. Clark; VIP Phototypesetters: Jaime Sanchez (leadman), Almufata Abdul Ahmed, E. Simien; Camera: B. R. Del Fiorentino; Pressroom Leadman: Charles E. James; Layout Stripping: Eddie Jones; Paste-up: Dale L. Clark.

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BERRY MILTON FROM CJ&F mingles with crowd during Fourth of July show on lower yard.

## Personal Expansion Program — Here to Serve You

By Dana Mejia

The Personal Expansion Program (PEP)—formerly known as the Substance Abuse Program—is in the process of recruiting San Quentin convicts who are eager to learn how to help themselves.

According to Mrs. Jeanine Thornton, program administrator, the change in name was very much needed. The previous title was misleading and somewhat of a turn-off.

"The program is not for substance abuse people only. Mrs. Thornton said, "It is designed for all people who are interested in working on themselves seriously."

"The purpose of the program is to teach the men about self-



PEP COORDINATOR Jeanine Thornton during recent Substance Abuse event.

awareness and self-help to insure personal growth." She added, "It will also provide the opportunity for the men to get in touch with their own magnificence."

No problem is too small or too big to bring to these groups. Whether it is a family problem, a personal problem or just plain frustration you would like to resolve within yourself . . . you can get professional and personal assistance from a group of people totally dedicated to helping you.

There are currently 75 active members in the program. Due to the large number of men arriving and departing here at SQ, there are now openings available.

The program consists of groups that range in size from 15 to 25 men and three members of the Personal Expansion Program staff.

According to Jeanine, the men are taught to become more tolerant and less judgmental in groups of this size; with staff and cons sharing and interacting.

There is also one-to-one therapy available. This is a short-term program which consists of 10 visits of 40 minutes each. Due to the short amount of time, this program is more intense and requires a

more serious commitment on behalf of the convict.

The staff, which includes Patricia Frisch and Alan Emory, codirectors; Rich Janopal and Leneta Thomas, therapists; Joanna Duff, secretary, and Jeanine Thornton, administrator, appear very eager and qualified to help the men of San Quentin.

The group meets on Tuesday Wednesday and Thursday mornings from 9:30 a.m. to 11:30 a.m.

There is also a drop-in option in which you may observe for yourself the goings on. The drop-in options are handled by Jeanine Thornton.

In addition to these meetings there is also a re-entry group. This group is directed at inmates having only 8 to 12 months before release. The object is to prepare these short-termers for the streets.

Although not one of the main functions, there is a limited referral service available to men being paroled to the San Francisco Bay area. This service is designed to assist those men interested in continuing in self-help therapy. This group will meet on Thursday mornings from 8:30 a.m. to 11:30 a.m.

For those men who would seriously like to better themselves but haven't been able to find a starting point, this could be the opportunity you've been looking for.

Applications are being accepted by Joanna Duff and Jeanine Thornton. Inmates may contact them in the pre-release building by institution mail or calling extension 448.

## VA Representative

A representative for the Veterans Administration (VA) will be at San Quentin on Friday, July 18.

If you are having problems with your benefit payments, or need assistance in filing for benefits, or want to find out if you are eligible for benefits.

## Federal Judge Rules for Cons

TACOMA (AP) — U.S. District Judge Jack Tanner has formally ordered the state of Washington to bring its penitentiary at Walla Walla up to modern standards within the next year.

Tanner signed a 60-page order spelling out his findings of last month that the penitentiary's overcrowding and treatment of prisoners violated the federal and state constitutions.

Tanner said he expected to name a prison master late this week to see that his extensive order and timetable are carried out.

Topmost on Tanner's order was the directive: "The inmate population at Washington State Penitentiary shall be reduced."

While Tanner set no specific population goal for Walla Walla, American Corrections Association figures listed in court evidence indicate that only 492 prisoners can be housed there under modern standards. The state says it can house 972.

Tanner gave the state 60 days to submit a plan telling how it will achieve the reduction.

Tanner's ruling stems from a class-action suit filed in October in Spokane by a group of penitentiary inmates. After a two-week trial there, Tanner ruled in favor of the inmates.

The inmates contended that prison conditions amount to cruel and unusual punishment. They asked that the conditions be corrected and that the inmates be awarded monetary damages.

Tanner ruled that their rights had been violated, but he did not deal with the damage claim.

When Tanner announced his ruling, state officials indicated that they would appeal.

**POPULATION  
COUNT  
2,966  
July 9**



JAZZ SOUND performs at graduation ceremonies.

## Graduation . . .

## Continued from page 1

Raymond Masse, Refugio Marin and Earl Nathey. Scholarship awards went to Amos Wynn, Willie C. Sanders and Rolando Hernandez.

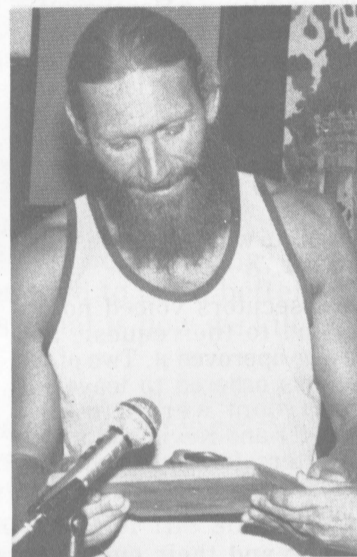
Mr. Will J. Aubin, a daytime member of the academic faculty, received the award for outstanding teacher.

Al Day, an ex-convict who served time here at SQ from 1953 to 1956, and now a member of the Trade Advisory Commission (TAC), was on hand to present the vocational certificates.

When asked to comment, Mr. Day said, "The smallest of accomplishments is better than the greatest intention."

Vocational completion certificates were awarded to Harvey Posey, baking; Joseph Morse, compositing; Teddy Romo, dry cleaning; and Julio Martinez electronic data processing.

Vocational achievement certificates were awarded for



AL DAY, ex-con, presents vocational certificates.

baking, compositing, dry cleaning, electrical maintenance, electronic data processing, landscape gardening, office machine repair, offset press, plumbing and sheet metal.

Due to the short amount of time and the large number of inmates receiving G.E.D. certificates of equivalency, the entire group was asked to stand together. Their accomplishments were acknowledged by a hearty round of applause by everyone.

The final awards presented were elementary certificates of educational achievement, literacy certificate of educational achievement, associate of arts degree and diplomas for the high school graduates.

The ceremonies ended with L. E. Bolton, supervisor of correctional education programs, thanking everyone in attendance and inviting all to enjoy coffee and cakes which were supplied by the San Quentin bakery.

Several of the guests were asked to comment on the evening's events.

Joan Liseter, president of the Marin County Board of Education, said "This is my sixth year coming to San Quentin for graduation. It makes me feel good to see people accomplish something with all the odds against them."

Mr. John Mackey, president of the Board of Trustees of the Marin Community College said, "Any demonstration of achievement in academics benefits everyone."

Mr. L. E. Bolton summed up the feelings of the staff by saying, "This represents a combination of a lot of hard work by a lot of people. Watching the look of pride from their accomplishments is what it is all about."

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. L, No. 22

TAMAL, CALIFORNIA 94964

Friday, July 25, 1980

## New CDC Director Meets with SATE

Sate, San Quentin's black cultural group, met July 16 with Ms. Ruth Rushen, California's new Director of Corrections, to discuss some of the problems that are plaguing this prison in general, and black prisoners in particular.

Sate, which is an acronym for Self-Advancement Through Education, has been working to develop a more comprehensive educational program for black prisoners in the bastille.

During their meeting with Ms. Rushen Sate members Lafayette Nelson, Joel Head, J.C. Clark, Robert Duren, Larry Miller and "Thinman" Redmond and several other black convicts, discussed such topics as the director's position on self-help programs to the department's position on double-celling.

After explaining Sate's purpose and objectives to the new director, the meeting then turned to a question and answer period with different convicts in the group asking questions of Ms. Rushen.

Sate's president, Lafayette Nelson, started the question and answer period off by asking Rushen what the future plans are for expanding educational programs in San Quentin.

She answered by stating that she and the California Department of Corrections are supportive of expanding and developing educational and inmate activity programs that will benefit prisoners while in prison and working towards release.

The director emphasized that the CDC is reaching out into the community to enlist volunteer support for programs geared toward the development of educational programs inside of prisons.

When the question was raised concerning the limited A.A. college program, the director expressed her support for the idea of expanding the college curriculum to include a B.A. program. It is indicated that, among other programs, education is one of Ms. Rushen's priorities for San Quentin.

From there the discussion moved to the subject of double-celling in San Quentin.

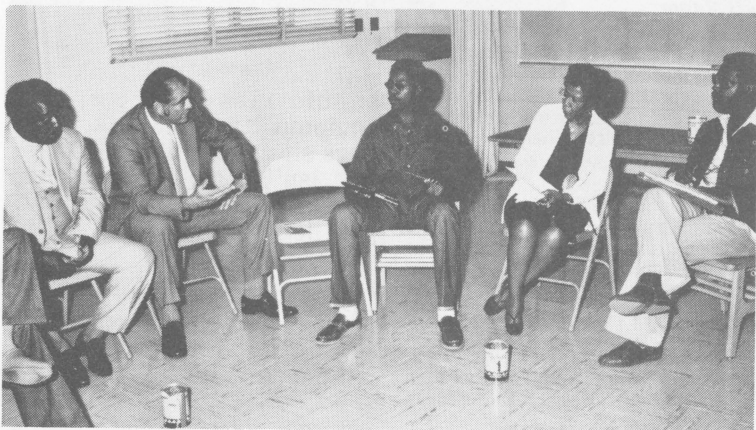
When asked what the CDC was doing to alleviate this problem, Ms. Rushen seemed to be under the impression that most of the double-celling was

Continued on page 4

"Considering the present-day turmoil within the Department of Corrections, I feel that the meeting with the director was a very enlightening one.

"Her Ideas concerning prisons are both constructive and positive. Hopefully, with some assistance, she will be able to bring about much needed changes within the system. It is important that all convicts fully support her efforts."

—Joel Head, Sate Public Relations Director



SATE ORGANIZATION meets with Ruth Rushen in Jewish Chapel.

## SQ Alcoholics Holds Seminar

By Tom Knudson

Last Monday the San Quentin chapter of Alcoholics Anonymous held their semiannual seminar in the visiting room.

Melvin Malcolm, chairman for San Quentin's chapter, welcomed all the members in attendance for their continued support and efforts through fellowship in helping one another in their everyday struggle for sobriety.

Melvin then introduced San Quentin AA member Tom Knudson who delivered a statement from chapter five of the Alcoholics Anonymous book on "How It Works."

Tom spoke of the 12 steps that members take as part of their recovery program to overcome the baffling, cunning and powerful effects that alcohol has.

Special guest speaker from the San Francisco chapter, Jane O' Toole, was then called to the stage where she spoke of her experiences with alcohol and the positive effects that Alcoholics Anonymous has had in her life.

After Jane's enlightening testimony, one of San Quentin's musical groups calling themselves The Perfections, took the stage for the entertainment

Continued on page 4

## Inmate Stabbed in C Section Yard

On Wednesday at 10 a.m. in the C Section exercise yard, one inmate attacked and stabbed another inmate in the shoulder with a four inch plastic prison-made knife, according to Mike Madding, prison information officer.

Three officers witnessed the attack and fired three warning shots with no results, said Madding. The officers then fired 10 rounds of birdshot into the combatants hitting both men and one uninvolved inmate.

All three were taken to the prison hospital. The one inmate who received a stab wound was held for further treatment and the other two were released, Madding said.

One officer was also injured when he tripped on the stairs and hit his head while trying to respond to the incident from C Section. He was treated at Marin General Hospital for a cut on the head and then released, said Madding.

The incident was considered personal and nonracial, according to Madding.

## Jesus Day Celebration For SQ Christians

By Dana Mejia

San Quentin convicts and guests held their annual Jesus Day Celebration on the lower yard Saturday.

The celebration featured a long list of born-again Christians sharing music, dance and testimony from both outside guests and mainline convicts.

The day started with an opening prayer by SQ con Richard Brewer, also a born-again Christian. Rich acted as the master of ceremonies for the entire celebration.

Among the outside guests to visit San Quentin were the Children of Eternity Dancers, a Polynesian dance group, which has been sharing its dance ministry together for Christ for three years. This group was also accompanied by another dance group known as the Kalena Ka Lani (Talents of Heaven).

Both of these groups have toured together and performed at other California prisons as well as some in Nevada.

This is a very dedicated group of Christian entertainers who travelled some 400 miles from the Los Angeles area to be here. They were brought here by Ron Davison of the Calvary Church of Torrance.

The Kalena Ka Lani dancers performed in the morning by dancing to music which was played on their own tape player. Unfortunately their act had to be altered for their afternoon performance. This was due to the fact that their tape player turned up missing after the lunch break. However the player was recovered later in the day when it was located in another part of the institution.

While not performing, the dancers were very cooperative

Continued on page 4



BORN AGAIN CHRISTIANS pose for News camera. From left to right are Larry Myers, Bill Fain,

"T-Bone" Burnett, Ray Rogers, Don Stroud, Mike Moore, and Richard Brewer.

## Canteen Will be Restocked Soon

Canteen Manager W. Riebeling informed the News the following items should be here within the next week to 10 days: Bugler (this week), Chunky Beef Soup, Top Ramen and chili con carne. Sugar is now available.

The reason these items are not in stock is outside vendors refused to accept state vouchers until the new budget was passed.

The new budget was passed July 18, so now things should be getting back to normal, according to Riebeling.

POPULATION  
COUNT  
2,953  
July 24

## Max B Con Resists Search

On Thursday at 9:55 a.m. a warning shot was fired on the upper yard to stop an altercation in which a max-B prisoner was resisting a search, said Mike Madding, prison information officer.

The incident occurred during the morning movement to the chow hall for max-B prisoners. No one was injured, according to Madding.

## Six Shots Fired on Max B Yard

On Thursday at 8 a.m. six warning shots were fired to break up a fist fight on the Max B yard, according to Mike Madding, prison information officer.

No major injuries were reported although one inmate did receive a skinned knee.

The incident is considered nonracial said madding.

— WEEKEND MOVIE —

## "Apocalypse Now"

This brilliant and bizarre film follows Captain B.L. Willard (Martin Sheen) on a top-secret mission upriver into Cambodia to "terminate" an insane Green Beret colonel (Marlon Brando) . . . the colonel has been using Montagnard tribesmen to fight his own private war in the jungle.

Joan Lisetor  
23 Rafael Dr.  
San Rafael, Ca. 94901

USPS 480-700

5/13/80

6/1/81

# Lawyer Guards Cons' Rights

SALEM (AP) — Roy Haber has made a career out of improving the prisoner's lot.

"Prisoners are citizens," he says. "And the Supreme Court has ruled that prisoners have rights under the Constitution. My job is working to see that those constitutional rights are protected."

He is known to be good at it.

The bushy-haired, bearded Haber, director of Prisoners' Legal Services of Oregon, was the guiding figure behind a lawsuit against the Oregon State Correctional Institution and the penitentiary farm annex.

In a stunning ruling, U.S. District Judge James Burns last month gave state prison officials until July 26 to come up with a plan to reduce the inmate population by about 500 men "as soon as humanly possible."

Haber was not surprised. It was about the 20th prisoner class-action suit Haber has had a hand in — and won.

He got his start in a 1970 federal ruling that forced Mississippi to build a new \$4 million prison, ending segregated and brutal practices that the judge called subhuman.

"He did it all," says Joe Littlepage, a former Mississippi prisoner now living in Oregon. "I never saw anyone with that much energy who was that dynamic. It was like the single-handed western hero who goes into a town and cleans it up."

"I would credit Roy with saving some lives down in Mississippi, and, at the very least, he got some decent treatment for those men," Littlepage said.

Haber is a native of Long Island, N.Y., who attended Syracuse University and New York University School of Law. After a year's study in London and Strasbourg, France, he clerked for a judge in Manhattan.

But Haber, like many others of his generation, was swept up in the civil rights movement during the 1960s. He went to Mississippi, where he worked for the Lawyers' Committee for Civil Rights Under Law.

Haber recalls seeing the state's 21,000-acre penal farm at Parchman and vowing to help turn it around. "It was the last vestige of slavery," he says.

Punishments for the 1,750 inmates included hanging them naked, suspended by handcuffs chained by bars. Knifings and beatings were common, as were shootings — sometimes by low-security prisoners who were permitted to tote guns.

Haber moved to Boulder, Colo., in 1972 as an attorney for the Native American Rights Fund. He continued to specialize in prison cases — but not exclusively.

At the time of the American Indian Movement's takeover

at Wounded Knee; S.D., Haber acted as a negotiator between Justice Department officials and Indian leaders inside the village.

He also defended AIM leader Dennis Banks, persuading Gov. Edmund G. Brown Jr. to deny extradition of Banks from California to South Dakota.

Then Haber and his wife, Lil, decided on a complete change of pace. They bought a ramshackle farm in rural Mississippi, cooked on a wood stove, used rainwater collected from the roof and did carpentry.

That lasted nine months.

"It was Mississippi," he says. "There was nobody out there like us."

Haber took a job with the U.S. Justice Department's Civil Rights Division as deputy chief of the special litigation section. But after a year in Washington, he looked elsewhere.

Last November he became director of the Prisoners' Legal Services of Oregon.

Interviewed in his office in a converted Salem house, Haber gave Oregon prison administrators high marks, but he said many prison policies need changing.

He says some cases may come out of a riot at the state penitentiary. Haber is alleging possible abuses of firearms by officials.

"Our idea is to show the administrators that policy changes — which we feel from a constitutional standpoint need to be changed — also work for the benefit of the system," he says.

Haber and his organization, which is funded by the state and the federal government, are not without their critics.

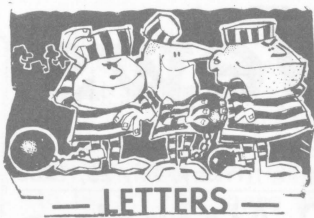
Some prison officials are bothered by the circumstance of the state paying lawyers to sue state institutions. Officials say they worry that taxpayers are perpetuating a group that must act like an adversary to justify its existence.

And paralegal groups like Haber's are entitled to legal fees in winning cases. Legal fees will come out of the Oregon prison overcrowding case, though Haber has yet to file for them.

But he says he will not earn more than his \$30,000 salary. Any award will go into the organization's bank account to carry on the work, he says.

As for Haber, he is looking to buy another piece of land, expressing a pastoral wish to ditch the cities and their traffic, and start over again.

"I guess I have a little bit of 'There but for the grace of God go I' in me," he says.



## —Open Letter—

Mr. Jim DeBron  
Legal Intern  
Prison Law Office

Dear Sir;

Are you related to the Phantom Diner? Between the two of you, your gonna wear the man's leg off. You seem to forget that this matter is about the food at San Quentin Prison, and that isn't just for the guys that go to the messhall.

There are over 500 convicts in lock-up areas that really don't give a damn if they take the forks out of the dining hall ceiling. The day your letter was printed — and several days on each side — us in lock-up have been getting meat sandwiches with the meat cutters turned down so that the stuff is thin enough to make toilet paper.

As to the MAC committee and its form, you need to consider that for whatever reason, they don't lower themselves to speaking for the guys locked down. Ask one of them if they have ever been up to talk with anyone from the row.

Unless the people who are in the position, like yourself, do something to put pressure on the CDC to either clean up its act — or go to outside vendors like the state of Massachusetts recently did — this problem will never be resolved.

Please take time to review the San Quentin News article right next to your letter. Fifteen of the 17 from the mainline disagree with you.

—Ricci Phillips

Dear Editor:

If you are an inmate with a lower bunk — and are now in this institution . . . Watch out!

There are a lot of upper bunks that are very carelessly bolted to the walls in these cells. I know because one fell on me, with my 200-pound celly on it.

Luckily, I was sitting down watching the Sugar Ray Leonard vs. Roberto Duran fight and my celly was sitting on his bunk too.

We were all excited and all of a sudden one end of the upper bunk came down in the middle of the eighth round.

I reflexed, trying to avoid it, and was hit hard in the lower back portion of my spinal cord. My head hit the wall and I went to the floor and was in severe pain for 5 to 10 minutes. I thought Duran had knocked me out!

It really isn't funny. I had to be carried to the hospital on a stretcher. I was examined quickly, set on my feet and told to walk, and sent back to a different cell. They told me to exercise it out; that I had a muscle spasm.

The next day I went back to the hospital and wanted X-rays. I understand they just spent \$150,000 on a new X-ray machine. Well dig this. I was told that it had broke down, and that they would ducat me when it was fixed.

So in the mean time I walk the yard on codeine to kill the pain.

—Armando "Mumbles" Sossa

## Prison-Death Lawsuit Settled Out of Court

WALLA WALLA (AP) — An out-of-court settlement has been reached between the state of Washington and the family of a Washington State Penitentiary inmate stabbed to death two years ago.

Don Horowitz, attorney for the family of Robert Redwine, said the suit alleged mistreatment by a prison doctor who misdiagnosed the severity of Redwine's stabwounds. The inmate died the day after the May 23, 1978, stabbing.

Horowitz said the settlement was reached one day before the case was scheduled for trial in King County Superior Court. He said the settlement was for a "substantial sum," but refused to elaborate. He said one of the settlement's preconditions was that he not discuss the dollar figure.

King County Superior Court records showed that Redwine's wife, Lois, had sought \$950,000 on behalf of the inmate's three children.

Horowitz said court papers on the settlement would be processed within three weeks and that the dollar amount would be available at that time.

## Judge Orders Reforms at New Mexico Pen

SANTA FE, N.M. (AP) — A federal court judge has signed an order calling for sweeping reforms at the New Mexico State Penitentiary, where 33 inmates died in a bloody riot five months ago.

The agreement prohibits the doubling up of prisoners in cells except in emergencies, requires that each prisoner have at least 60 square feet of living area, provides for equal distribution of jobs within the prison, stresses rehabilitation programs and ensures an appropriate education program for inmates who need or desire training.

Negotiations for the agreement began more than a year ago, before the Feb. 23 riot.

U.S. District Judge Santiago Campos approved the settlement between the state and the American Civil Liberties Union on a lawsuit the ACLU filed in 1977 on behalf of a group of inmates.

Ralph Knowles, associate director of the ACLU National Prison Project, called the agreement "the most comprehensive ever entered into in a major prison case."

The ACLU contended that overcrowding and other conditions at the state's only maximum-security prison violated the inmates' civil rights.

Attorney Charles Daniels, who represented the inmates, said the settlement means that "for the first time, there's a federal court order in effect specifying that prisoners' rights can be enforced by going back before the judge and showing the rules have been violated."

Dear Editor

I have been getting Social Security for the past 12 years. I am not getting money for being a killer of a rapist. I have a bad heart.

If what you wrote in the paper last week is true, the public is being brainwashed into believing that all prisoners getting SS are living high on the hog . . . with new radios and color TVs, etc.

For myself, I take care of my family with the money I get. They don't have much going and it helps a lot.

By the way, you might mention something about the pay numbers we have here. They starz at \$10 and range to a high of \$50 a month. How about that side of the story?

—John C. Pearson

Dear Editor:

The article on page 1 of the SQ News, "Shot Fired on Lower Yard"—just to set the record straight—both inmates were released less than 24 hours after the incident. The only reason we were locked down in the first place was because of the shot. Charges were dismissed.

I've been here seven months and have always gotten a lot out of the SQ News. But lately the articles have been more informative. A lot of credit for this should go to Dana Mejia. His reporting reaches out to the inmate. He is an asset to the News and your staff.

—Paul "Chicago" Schlecta

Dear Editor:

In the Bible—if it is to be believed—Jesus sat, ate and drank with beggars, thieves, murders, etc., but at the Jesus Day Celebration, so called Christians wouldn't even let their workers have a cup of coffee to refresh themselves with.

However I will say this for them; they did let a select-few born-again-Christian-inmates have coffee and other refreshments. I guess they figure that if you aren't a Christian, you don't have anything coming. I wonder what Jesus would have thought about that kind of attitude?

In closing I would like to mention that the other shows treat the inmate workers with more dignity and respect than the Christians did. Perhaps the lesson to be learned here is this:

Jesus said to love your fellow man as your brother, without regard to your station in life. Perhaps, if the Christians would practice what they preach, they would be better received by the mainline inmates.

—Clyde Parker



What type of educational, vocational or recreational programs would help to reduce idleness here in SQ?

John Shook: "On the educational and vocational side I think they should teach drafting. I'd like to learn a trade like that but they don't have anything like that in here."

George Lopez: "I'm getting ready to go home. I think they should have a better release program, a reentry program that would help a guy to get a job before he is released."

Jim Shook: "I really don't feel that any type of new programs would help to reduce idleness."

Robert Scott: "I think they should have programs that teach you something. The ones they have now are okay but the free people don't teach you anything, so you are not really able to learn."

Edward Cain: "On the recreational side we don't really have the propr equipment. I think with some new equipment more people could participate. The idle mind is what causes all the problems."

Steve Harris: "On the recreational side, I think they should have more outside entertainment. The shows they have now are good and they get people out of their cells with something to do."

Mike Berni: "I think they should have tattoo courses. They should have classes in dermatology and teach proper technique. It would teach the guys the proper methods and help them to perfect the art. I think this would help them when they are released."

John Miller: "I think they should expand the arts and crafts program. Also they should allow the close A and close B inmates a chance to work, or at least get on the night movement."

Gentry Trujillo: "I'm in favor of allowing close A and close B inmates to work and go to school. If they won't allow us to go on the night movement, they should make the same programs available in the day time. We get tired of sitting in the yard or in our cells."

Cornell Daniels: "More vocational programs like auto mechanics. Also they should create more openings in the programs that are available. On the recreational side they should have more sports equipment available."

George Rodriguez: "I think they should expand the hobby programs, there isn't enough room for everyone to participate. Also they should increase the number or crafts that they teach."

David McNeil: "I think they should make more sports equipment available. A lot of guys sit around because there just isn't enough equipment. There are enough activities but you need the proper tools to participate in them."

E. Simien: "I feel that there are some fairly good programs in San Quentin already that would reduce idleness. But perhaps not enough to meet everyone's desires. However, a close eye might be kept on the job market for those who wish employment on the outside. As we know, unskilled work is losing it's popularity."

## San Quentin News

USPS 480-700

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G. W. Sumner . . . . . Warden  
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## California Opens Courts to Cameras

SAN FRANCISCO (AP) — An experiment in opening the doors to California's courtrooms began recently as newspaper reporters and television photographers were permitted to film and record proceedings, within restrictions, for the first time in 14 years.

For one year, all the state's 247 courts and their divisions will be permitted to open their doors to news and television cameras and recording equipment. Such coverage has been banned since 1966.

"We've had it here for 20 years and have had no problems," said former Chief Justice Edward E. Pringle of the Colorado Supreme Court. The state was the first officially to allow courtroom photos and recordings.

In California, Justice Bernard S. Jefferson of the state Court of Appeal said extended coverage by cameras and recording equipment would help show the public how things work behind courtroom doors.

"We ought to have more coverage of trials," he said. "The openness and coverage will be beneficial in the long run, beneficial to the judicial process, beneficial from the standpoint of the public. It will eliminate false notions of what really happens in trials, false

notions resulting from television and movies."

"I think that there is enough theater in the courtroom already, and if you get into having cameras in there it may really distract everyone from doing what they're supposed to be doing," attorney Neil Morse said.

The nation's most populous state is the latest of 26 that, under a variety of restrictions, permit courtroom news photography and recording on a permanent or experimental basis. Another eleven states are considering it.

The California test, to be evaluated by a Sacramento firm under a \$100,000 federal grant, involves the Justice, Municipal, Superior, Appeal and Supreme courts and their 1,213 judges.

The basic restriction laid down by the Judicial Council, a state agency that regulates the courts, requires that the judge, prosecutor and defense attorney in a criminal trial consent to the presence of cameras and recording equipment, in civil cases, only the judge need consent.

Television cameras may be live. Handheld tape recorders will not be permitted in any court.

## Al-Islamic Bean Pie Sale

The Al-Islamic community is holding its third quarter bean pie sale.

All pies including blueberry, pineapple cheese, cherry cheese, coconut bean and bean pies will cost \$3.

Also offered will be oatmeal cookies and butter cookies for \$3 per package. Carrot cakes and pound cakes will also go for \$3.

For additional information stop by the Muslim office in the Garden Chapel or call ext. 377.

## No Surfing in The Cells

A prisoner in Sydney, Australia, got into trouble for swimming and surfing in his cell. It was simply a matter of creating the right conditions, he told a royal commission inquiring into prison life.

The prisoner explained that he stuffed cracks around the cell door with bread and paper, wrenched loose a plumbing fixture, and let the water rise up to the window bars.

"I could sit on the windowsill and dive in again and again, and when the door was eventually opened, I used to surf out to the yard on the rush of water," he remembers fondly. "I would get a fair way before I hit the ground and skinned my knees and elbows."

## A Day in San Quentin

"Room service," called the man  
"I have green salad and liver  
Vegetables and cake,  
Coffee and gravy and the potatoes are baked."

"Is it hot today," I said with a sigh,  
Knowing full well what the man would reply.

"I serve it; not preserve it."  
He said with a grin,  
And down went the ladle into that silvery bin.

Up came a tater with a full head of hair,  
"Hold it!" I said, "What have you got there!  
But onto the plate without much adieu,  
"Eat it, or leave it, it's all up to you."

"Leave it!" I said,  
"You can have all the rest,  
Give somebody else this culinary best."

I sat on my bunk in this dingy state cell,  
I thought about Heaven,  
I thought about Hell.

I closed my eyes and started to pray,  
"Lord if you've never heard me before,  
Hear me today."

"Lord, if I should die before I wake  
Please Lord teach that poor man, how to bake.  
For one day his life will come to an end  
And what he calls skill,  
You'll call Culinary Sin.  
Teach him and guide him in the right way to go,  
And if that won't work, then send him below.  
He can bake bread all by the dozen  
For that lake of fire makes a hell of an oven."

"Lord, since I'm talking, I've got more to say.  
It's about a short visit, that I had today.  
My wife came up and brought a friend,  
But the bulls up front wouldn't let her in.  
They say that I exceeded my limit today  
And that's why they turned my wife's friend away.  
They can visit on Wednesday and Thursday, too,  
But Saturday and Sunday just won't do.

They say that animals have no soul  
But Lord I'll ask one favor when it's my time to go  
PLEASE change your policy, and let me in  
So I can say hi to my prison guard friends.  
Oh, I know they'll be there without a doubt,  
For they keep the bad guys in and the good guys out!"

—Carl David Hogan

## Industry Messhall

## Food, Flowers and Cleanliness

By Tom Knudson

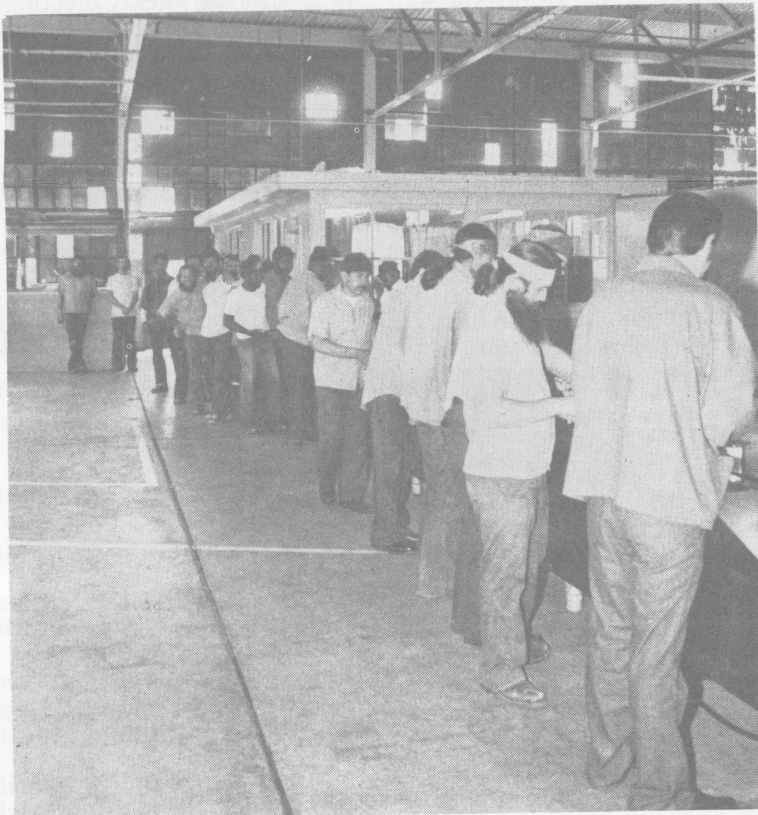
The industry kitchen workers were ready for Ruth Rushen's visit to San Quentin July 16 with a bouquet of flowers hand-picked from the garden outside the industry's messhall.

Officer Scott, along with his crew Darnel Williams, Bill Gradford, James Winnet and Joe Stevenson are the men responsible for feeding men from the industry area.

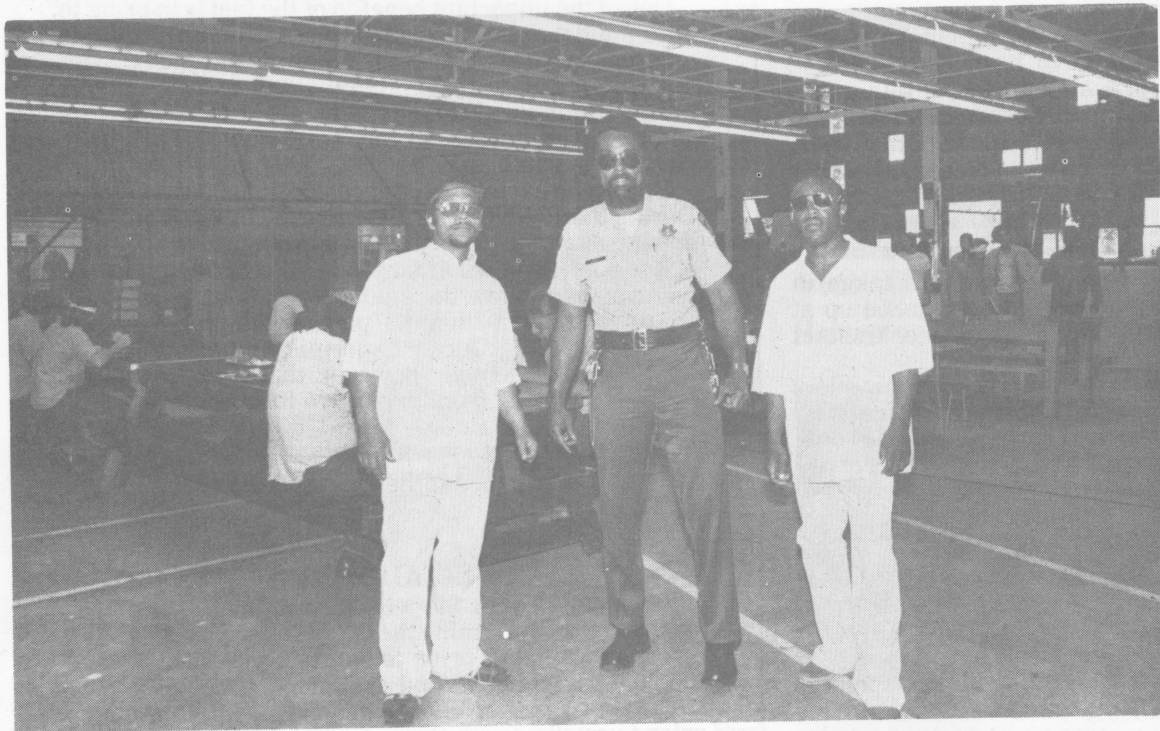
Because of these men maintaining a high degree of cleanliness in the industry messhall — and the special efforts of putting flowers on the tables three times a week—men welcome coming there for their noontime meal.

Some of the advantages of eating in the industry's messhall are hot food, ample servings, seconds on food, clean tables and floors — and a pleasant atmosphere in which to eat.

"Personally, I'd rather eat all my meals down at industries," said one of the industry workers. "We should be allowed to eat all our meals there," said another one.



INDUSTRY WORKERS on the serving line during the noon meal.



OFFICER SCOTT with two members of his crew pose for News cameraman.



"No more west block cartoons, understand!"

## Sate Meets... Jesus Day

Continued from page 1

confined to the security housing units.

After a brief dialogue with Warden Sumner concerning this misconception, she emphasized that a planning unit had been set up to deal with the problem of overcrowding. This is the purpose of the new inmate rating system, she said.

Rushen was then asked about the quality of the health care in SQ. She stated that the CDC is in the process of recruiting more doctors and other medical personnel for the San Quentin hospital. She believes that by getting more medical personnel for the hospital, the quality of the health care here will improve.

The new director stated that if a legitimate grievance concerning the hospital reaches her through the proper channels, she will act on it.

The CDC is now trying to push a minimum wage proposal through the legislature, said Rushen. She also stated that there is stiff opposition for a minimum wage for prisoners but she hopes to be able to raise the existing pay scale.

As the hour-long meeting drew to a close, Ms. Rushen was asked how she felt about the Sate organization's objectives as a self-help program.

She commented that she was in agreement with Sate's stated goals and objectives. Prisoners should have the opportunity to involve themselves in constructive educational programs, she said.

Warden Sumner stated that even though Sate has been viewed in a negative light in the past, he now feels that the black cultural group has become a positive force in its development.

He and the director concur that Sate can play an important role in the motivation of black prisoners toward positive self-development.

Ms. Rushen's closing statement was although she supports Sate's stated goals and objectives, the bottom line is, "No one is as responsible for the development of Sate, than Sate itself."

Commenting on the meeting, Sate President Lafayette Nelson said, "I personally feel the meeting was a positive exchange of views. Also I feel the director is a very down-to-earth person, sincere and straight forward about her plans for the prison system."

He also added, "However, I realize that she is only one person in this system and I hope that at least some of her plans become a reality for the prison population."

### East Block Con Assaulted in Cell

On Wednesday, at 5:45 p.m., in the east block bay-side, during the shower unlock, staff saw an unnamed inmate come out of his cell bleeding from the head and back, according to Mike Madding, prison information officer.

The alarm was then sounded, said Madding, and the inmate was taken to the prison hospital to be treated for seven stab wounds in his back and two in his head.

Two suspects have been placed in maximum security, Madding said.

The back bar of the fifth tier bayside is now on lockdown. The incident is still under investigation but is considered to be nonracial, according to Madding.

Continued from page 1

in talking with SQ cons who managed to get on stage.

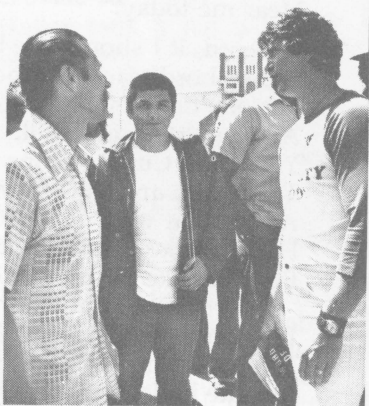
This act was followed by the testimony of San Quentin convict Richard Roldan. Rich shared with the men the solace he had found since he accepted Jesus as his savior.

Following inmate Roldan was a group of entertainers from Oakland known as the Born Again Singers.

This talented group was led by Mrs. Priscilla Gonzales and her four children: Rosa, Juan, Delia and Victoria. Also included was vocalist and guitarist Skip Cordova.

Accompanying the Singers to San Quentin was their pastor, Rano Sanchez, who also shared testimony with the men on the yard.

Mrs. Gonzales told this reporter that she has been a



RAY ROGERS talks with SQ cons. born-again Christian for most of her life and she finds great joy in visiting the men behind bars. This was her second visit to San Quentin, and it should also be noted that while visiting other institutions her family and herself have started numerous friendships with convicts and they still correspond.

Another of the outside guests to share his testimony was Joseph Sombrano. Joe, an ex-



HENRY "T-BONE" BURNETT and his band.

con, is now the director of Teen Challenge of northern California. Mr. Sombrano has been visiting the bastille for 10 years now and he shared a very spirited testimony of the many trials and tribulations that had accompanied his life before he accepted Christ.

Don Stroud, a member of the Friday night cell block ministry here at SQ, showed up to speak to the men. Don was accompanied by his wife Pat.



BORN AGAIN SINGERS perform at celebration.

Both the Strouds have visited San Quentin before and have started friendships with convicts in the Garden Chapel.

Sharing her feelings on the day Pat stated, "It's beautiful to be able to share with the brothers in here. I've given, but I've also taken, a bushel of blessings out with me."

Mainline convicts were also treated to the sounds of Henry "T-Bone" Burnett and his band. This group of Christian musicians included; Henry "T-Bone" Burnett, vocals and guitar; Larry Myers, mandolin; David Mansfield, violin; and Jerry Scheff, on bass.

This quartet have known each other for quite a few years and have performed separately as well as together on tour with Bob Dylan.

Their music, a gospel-folk type, was somewhat familiar to the men as "T-Bone" Burnett performed the music for the movie "Set Free" filmed here in San Quentin.

The group gave a very polished and professional performance. When asked to comment on how they felt about performing here in SQ, Jerry Scheff said, "We know that only through Jesus we aren't in here too."

One of the more prominent guests of the day was ex-convict Ray Rogers. Ray, who is currently on parole was allowed back inside the walls to share his testimony and witness for Christ.

The men were easily able to identify with Ray as some of them in attendance had served time with him right here in SQ. Ray shared his personal testimony and the Word of God and emphasized that, "Only through Christ are we ever really free."

Ray is a very serious and active born-again Christian. When he wasn't on stage he could be found sitting on the grass or mingling with the men as he witnessed for Christ.

## AA Seminar...

Continued from page 1

phase of the evening.

The four vocalists, Bert "Too Sweet" Washington, Melvin Malcolm, "Little Joe" Adams and "Jimbo" McDowell, along with Bob Varricchio, piano; Darrel Green, bass guitar; Wilbert Stoneham, congas; Jerome Herron, drums; Rafeal Washington, rhythm guitar, and Richard "Dollar" Burns, lead guitar, captivated the audience with such songs as "You Can Do It," "Shining Star," "Darling" and "Just As Long As I Have You."

Betty Nelson, from the San Jose chapter, was the next speaker. Betty, who was a little nervous at first, spoke candidly about her experiences through alcohol, and of her recovery through Alcoholics Anonymous.

Several of the other speakers included Ernie Brede, chairman of the San Jose chapter; Mary Gladston, San Jose chapter, and Steve Watkin, San Francisco chapter.

According to several members attending the seminar, the evening's events were a complete success.

"Special thanks go to Jane Hodgdon," said Melvin, "Without her help and support we may not have had this seminar."

The San Quentin members would also like to thank the chapters from San Francisco, San Jose, Hayward, Marin and Sacramento for their support in sponsoring weekly meetings and the encouragement they have given us to in seeking a better way of life.

A warm thanks goes to the members of the bandroom for their help in setting up the stage.

## "6-20" Bill Killed in Senate

Reprint from Soledad Star

Due to persistent rumors throughout the state regarding the "6-20" bill, the Star contacted the author's office to find out its status.

As introduced, the bill would have increased the good time/work time from the present 4 months and 10 days, to 5 months and 10 days—you would have ended up serving 6 months and 20 days on each year of your sentence.

However the bill is dead. Senator Alan Sieroty of Beverly Hills informed the Star News that the Bill, SB 749-79 died in committee for lack of the required number of votes to send it to the floor.

It will not be reconsidered until next session—starting in January 1981—and the chances of passage then are slim unless some of its present opponents change their minds.

## Friday Night Canteen To be Discontinued

The Friday night canteen will be discontinued effective July 25.

According to a bulletin released by Canteen Manager W. Riebeling, the west block and D Section inmates will only be allowed night canteen privileges on Thursday nights. This will begin Thursday, July 24.

Also there will be no night canteen on holidays or on the last Thursday of each month during the taking of inventory, said Riebeling.

Scheduled hours for Thursday nights will be 7 p.m. to 9:30 p.m.

# RAMADAN

*With the Name Allah, the Beneficent, the Merciful Peace and Blessings upon His Servant and His Messenger, Muhammad, forever. Amen.*

*As-Salaam-Alaikum*

My Dear Brothers and Sisters,

The whole Month of Ramadan is a month of fasting. The correct day to start the Ramadan Fast this year is July 13.

During this 30-day period, Muslims are not to overeat, overdrink, oversleep, or overindulge for selfish pleasure. Your daily meal should be the meal of a poor person.

Muslims should sacrifice time from their usual pastimes to give time to Islamic growth. The extra time is to be spent praying, reading the Quran and reciting Quran, and helping the propagation (spread) of Al-Islam.

One of the important benefits of the fast is to bring to your mind the hardships of the less fortunate one in our community so that we will be aware and more sympathetic to the needs of others.

The Ramadan Fast has been divinely ordered by Allah. If you deviate in any way from the strict instructions, you break the fast.

You are to eat immediately after sunset prayer time. During the daylight hours, you are to abstain from food, drink, sex and ill-temperament or anger.

It is not how much or how long you can fast, it is how well you can follow the guidance of Allah.

Any food that is "halal" (permissible) for consumption in the Holy Quran is permissible to eat during Ramadan. Remember, however, that it is expected for you to stay away from expensive food, and from gluttony.

May Allah bless you with the light of understanding.

Your brother in the Faith

—Warith Deen Muhammad

### SPECIAL NOTICE

You should check the weather section of your local newspaper to determine the exact time of sunrise each day. At two hours prior to sunrise, you should have finished partaking of food and drink.

The dawn prayer should be said about 40 minutes prior to sunrise.

When possible for you, join in prayer and reading of the Quran at the Masjid.

# California Judges Tour San Quentin

By Tom Knudson

Last Friday night 47 superior and municipal court judges toured San Quentin.

The guests were served dinner in the visiting room then separated into groups of eight to begin the tour.

Each group was provided with a volunteer convict to act as their tour guide, whose job it was to point out and describe the different areas of interest within the prison.

Midway on the tour the guests were escorted into the gym where they were entertained by Jazz Sound and Prisoner, two San Quentin groups.

Jazz Sound took the stage first to play their rendition of "Bags Groove."

The group, with George Burbage, leader and bass; Raphael Washington, guitar; Doug Lainer, piano, and Bobby Knight, drums, were received with generous applause from the visiting judges.

Daniel Travitzky then introduced the group, Prisoner. This group lead by Daniel on bass guitar and vocal; Bob Varricchio, piano; Bob Thomas, lead guitar and vocals and Tommy Galope on the drums . . . kicked off their performance with the tune "Life Goes."

Another group calling themselves Los Musicantes, were scheduled to perform, but due to the lack of time were unable.

The Judges were then escorted from the gym by their guides and taken to the west block where they saw San Quentin's honor unit.

After touring west block they were lead through the messhall where one guest said she was amazed at the artistic quality of the murals on the walls.

The tour ended in the Catholic Chapel where the guests had the opportunity to question their tour guides.

The guides, Don "Bear" Blansett, Gary Phoenix, Robert Ryan, Jimmy Duran, Girard Trent and David Magris, along with Officer of the Day, James Ingram, stood at the front of the chapel and introduced themselves.

The first question to be asked by one judge was, "How are these particular guys selected to be our tour guides?" Mr. Ingram answered with his view of the selections in which one tour guide took exception to Ingram's answer saying that he volunteered and had to wait several years before obtaining a tour-guide position.

The judges seemed very enlightened by the question-and-answer period and showed acceptance by rounds of applause.

Another question that came up was, "With the recidivism rate so high, if you had the power to change things to make the system work, what would you do?"

"Bear" answered, "Change the present laws, bring in in-

dustry to provide real wages so convicts can learn responsibility and bring that to the streets with them."

One judge asked, "What should be kept in mind when sentencing is about to be imposed?" This brought the response, "You should take a good look at the reasons why the crime was committed," said one con. "You should also take more time in reviewing that person because the way it is now a probation report is only superficial and does not provide the court an in-depth study. What they give the court is a rush job and the judge is expected to determine sentence," he concluded.

This reporter did want to question some of the visiting judges but was denied by the prison official conducting the tour.

The highlight of the tour was the question-and-answer period.

## Ruth Rushen Meets With Sumner and MAC

The San Quentin Men's Advisory Council (MAC) met informally with Correction's Director Ruth Rushen June 16 to acquaint her with its function at San Quentin.

The hour-long meeting took place in Warden Sumner's office with MAC members Walter Speights, Russell Wise, Craig Stevenson, Cornell Webb and Jimmy Duran in attendance.

Ms. Rushen arrived at the Bastille at approximately 10 a.m. After a tour through the prison complex, she met with both the MAC and Sate organizations to discuss some of the issues that are of importance to San Quentin prisoners.

The meeting got underway when Parliamentarian Jimmy Duran presented Valora Johnson, San Quentin's classification and parole representative, with a plaque for her continued support of the inmate population in San Quentin.

Warden Sumner then explained the MAC's job here and stated to California's new director of corrections that the present MAC has been the most productive Council that he has worked with during his tenure as warden here.

Walter Speights, MAC president, then outlined the way the Council functions in San Quentin, for Rushen.

He explained that not all of

## Four Convicts Hurt In Max B Melee

Two white max B workers received minor injuries last Friday, during an altercation on the first tier of the north block, according to J. J. Silva, prison spokesman.

There were seven shots fired to stop the fight, said Silva. Two convicts were slightly wounded with birdshot. One received three leg wounds, while another man was hit once in the chest area. Both were treated and released from the prison hospital.

During the 9:45 p.m. incident — in which a toilet-flushing rod was used as a weapon — two combatants received head lacerations, reports Silva. Both were treated at the prison hospital. One was released back to the north block and the other man was kept overnight for observation.

It is considered to be a personal dispute, said Silva. All four convicts involved were white and the incident is still under investigation.

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. L, No. 23

TAMAL, CALIFORNIA 94964

Friday, Aug. 1, 1980

## Two Shots Fired To Halt Attack

One C section prisoner was attacked by another on the C section yard Tuesday, according to J. J. Silva acting information officer.

The 10:53 a.m. incident occurred when gunmen noticed a man being attacked with a prison-made knife. Two warning shots were fired to stop the altercation, said Silva.

One white prisoner received puncture wounds on both arms. He was treated and released back to C section the same day.

The incident was between two white convicts and is considered a personal dispute, said Silva.

## SQ's X-ray Machine \$150,000 Lemon?

By Dana Mejia

The \$150,000 Litton X-onics X-ray machine, installed in January, is still not fully operational after seven months.

Several San Quentin convicts are complaining about delays in having X-rays taken.

The News contacted Doctor Larry Sweets, radiologist, and Ms. Karen Swaney, X-ray technician, at the prison hospital.

Dr. Sweets is a member of a six-man team of radiologists from Marin General Hospital and Novato Community Hospital, who come to San Quentin three times a week to read the X-rays taken on the new machine.

Ms. Swaney is a specially trained X-ray technician, who is the primary operator of the machine.

The new machine delivered in January was to have been installed and completely operational within three months. Due to numerous mechanical problems the machine can only be used in a limited capacity.

It was reported that the actual installation was far more complex than had been anticipated, but this does not appear to be the major problem area.

According to Ms. Swaney, initially a team of engineers

from X-onics had notified her that there was a factory recall on the bearings located in the table unit. The recall was based on stress problems with those bearings. At that time the entire unit was shut down.

The bearings have been replaced, but other problems have surfaced.

Currently there is a problem with the Flouro-Spec unit. This unit is used for specialized X-rays. According to Dr. Sweets, there have been a lot of phone calls to the X-onics salespersons and engineers with no positive results. The part needed is not in stock and no indication was given as to when it can be replaced, reported Sweets.

At present the X-ray staff is able to take regular X-rays, which include chest and bone work. However, they are not able to do any G.I. series or flouroscopic X-rays. These are primarily what the machine is designed to do.

Inmates in need of these type X-rays are put on a waiting list, which at a minimum would be for five weeks. That's if the machine was fully operational. Those cases that are considered crucial are transported to Marin General Hospital.

According to Ms. Swaney and Dr. Sweets, this machine could be a definite asset to the prison hospital if it were functioning properly. Unfortunately they are not able to say when the entire unit will be fully operational.

In the meantime operational costs continue along with the costs of transporting inmates back and forth to an outside hospital for services which should be done here.

Continued on page 4

## Escape Convictions Upheld

By William Carlsen

The state Court of Appeal upheld the convictions of the three of the six defendants, known as the San Quentin Six, who were found guilty for their participation in the 1971 prison escape in which George Jackson was killed.

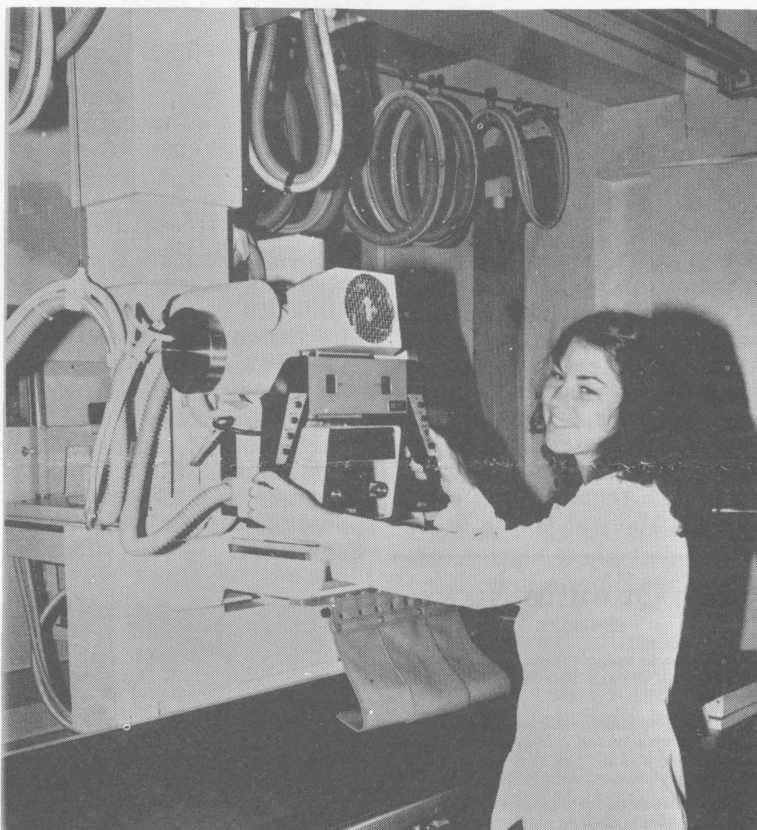
In a 2-to-1 decision, the court in San Francisco found that a meeting between one of the jurors and the trial judge during the lengthy 15-month trial — the longest on record in California — was a violation of the defendants' constitutional rights. But the majority said the error was not sufficient to reverse the convictions of Johnny Spain, Hugo Pinell and David Johnson.

During the dramatic escape attempt on Aug. 21, 1971, three guards and two prisoners were killed in San Quentin's adjust-

ment center. Jackson, a leader in the Black Panther Party, was shot and killed by guards in the prison courtyard as he fled the center.

Spain, who was serving a life

Continued on page 4



MS. SWANEY with new \$150,000 machine.

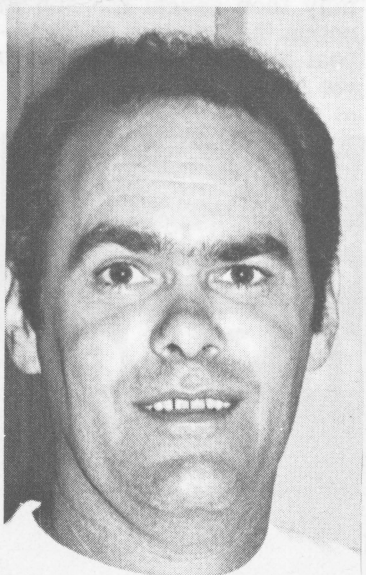
## SQ News Hires Photographer

Jay Capra, 37, out of Oakland has been hired by the San Quentin News as its new photographer. He replaces Vince Smith who went on to bigger and better things.

Capra, who is serving a six-

year term for assault, lives in the west block.

When asked why he wants the photographer's job, Capra replied, "They say a picture is worth a thousand words and I don't like to write that much."



JAY CAPRA  
New photographer

## "AMERICAN GIGOLO"

Richard Gere stars as the "highest paid lover in Beverly Hills" dealing with the trials and tribulations of staying on top. Helping him keep his position is Michelle (Lauren Hutton), a state senator's wife who falls in love with him. This film is rated R.

WEEKEND MOVIE

23 Rafael Dr.  
San Rafael, Ca. 94901

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USPS 480-700

# Stand-in Defendant Convicted by Judge

BARTOW, Fla. (AP) — A 19-year-old who says he was recruited to sit in for the defendant in an assault case was convicted of the crime — beating up an old man — and faces up to a year in jail.

Jeffrey Streeter of Haines City, Fla., was sitting in a corridor at the Hall of Justice in this central Florida city when Tampa attorney Warren Dawson approached him and asked a favor.

The favor, Streeter and Dawson say, led to the teenager's conviction for assault and landed him in jail for a crime he didn't commit.

Dawson was representing Lee Marvin Anderson, who was scheduled for a nonjury trial before Polk County Circuit Judge Edward Threadgill on charges of assault, battery and resisting arrest in the beating of a 67-year-old man.

"I asked him to assist me in an identity problem," Dawson says. "I doubted the witnesses knew who Lee Marvin Anderson really was."

Dawson asked Streeter to come into the courtroom and be a silent fill-in for Anderson at the defense table when the case was called.

"I asked him if I would get in trouble for this and he said, 'No,'" Streeter says. So the youth agreed to Dawson's request.

Streeter was in the courthouse because his mother sent him to wait for his brother, Arthur, who was facing sentencing on a robbery charge. Ann Streeter said she just wanted to make sure Arthur came straight home after court.

Arthur came home and Jeffrey spent the night in jail.

The Anderson case involved a fight. According to testimony, the assailant, angry because Francis Garell's car was parked too close to his, knocked the victim down, pinned him between the cars and kicked him. Garell testified he required hospital treatment.

Three of four state witnesses identified Streeter as the culprit. Dawson said he had anticipated that.

Threadgill found Streeter guilty of battery, sent him to jail and called for a pre-sentence investigation by late August. The conviction carries a penalty ranging from probation or a fine up to a year in prison.

"The judge put a man in jail he knew was not the defendant," said Dawson. "Immediately following the witness identifications, I rose and announced to the court that the young man sitting next to me was Mr. Streeter, not Mr. Anderson, who was sitting in the

courtroom the whole time, to come forward."

Dawson says Anderson came to the rail and identified himself, but the judge cut him short. Then Streeter told the judge he was the wrong man and that he didn't even know Anderson.

"But, in effect, the judge was saying 'Whatever your name is, I find you guilty.' And the judge never had jurisdiction over him. Streeter had never been arrested, charged or arraigned on this offense," Dawson said. "The criminal process doesn't begin with a trial.

"And absent certain waivers, a man can't be sent to jail without a lawyer. I wasn't Streeter's lawyer, I was Anderson's."

The two men don't look alike, Dawson says, reinforcing his belief witnesses tend to identify whoever is at the defense table.

"A good defense lawyer . . . should not in any way aid a witness in identifying him by having him sit next to me in court."

Dawson says he never promised Streeter anything. And at no time did either verbally misrepresent themselves, he says.

The lawyer got the idea for the switch when he walked into the courtroom to meet his client. "I saw the witnesses looking at me, and it suggested to me that maybe they thought I was Anderson — that they really didn't know who Anderson was," Dawson said.

Threadgill released Streeter on his own recognizance the next day.

Streeter's family hired lawyer Ted Lasseigne. He said of the case: I hope to get my client absolved. He was never charged. But right now, the case is in limbo."

## New Dishwasher Delivery Date Is September

The delivery date for the new dishwasher for the south dining hall has been changed again.

Remember the new \$22,940 dishwasher that was ordered back in April from Custom Kitchens of Marin? The anticipated delivery date then was within 120 days, according to Mr. Beckmann, food service manager.

The funds for the new machine were taken out of last year's budget, according to Mrs. Thelma Jillson, business manager, and the new anticipated delivery is by the end of September.

## New Procedures For Appeals

CDC 602 Inmate-Parolee Appeal Form will be revised effective Aug. 1.

The revisions will include changes in the form itself and some of the procedures that must be followed.

Since the number of 602s has more than doubled in the past year, the department has decided to make some changes in order to weed out frivolous appeals, according to J. A. Ingram, associate warden, administration.

To stop abuses of the appeal procedure the appeals officer may, with discretion, take specific action to prevent a deliberate overloading of the appeal system and to prevent other forms of inappropriate use of the procedure, under Section 7333 of the CDC Administrative Manual.

To implement this section, the new CDC 602 forms will no longer state that "No reprisals will be taken for the use of the appeal procedure." They now read, "No reprisals will be taken for using the appeals procedure responsibility."

### Sec. 7333. Abuse of the Appeal Procedure.

(a) The appeals officer has the discretion to take the following actions when it has been determined that the procedure is being subjected to abuse:

1. If the same person submits a large number of appeals within a short time frame, thereby overloading the system and threatening the orderly and timely processing of appeals, the first appeal will be accepted, the others logged and set aside with no action taken. When time permits, the additional appeals will be processed in a way which does not burden the system.

2. Knowingly making false or slanderous statements may result in a disciplinary charge under Director's Rule 3315 (b), Falsification of a Public Document.

3. Appeals containing gross derogatory or obscene statements may be rejected with the additional option of filing a disciplinary charge under Director's Rule 3004, Rights and Respect of Others.

4. If the nature of the appeal problem and action requested is not understood or obscured by the volume of attached material, the appeal may be rejected with a request for written clarity or that additional comments be summarized on one additional page and resubmitted, not attachments.

5. If the person filing an appeal then refuses to cooperate in the appeal investigation through refusing to be interviewed, the appeals officer may then cancel the appeal noting the behavior on the appeal form and returning it to the sender.

Other revisions in the new 602 forms include a specified section that must be filled out and signed by an appropriate staff member. This section is called the Informal Level. An appropriate staff member can be defined as follows:

For package problems, see the Receiving and Release sergeant first.

A visiting problem should be discussed with the visiting lieutenant before an appeal is taken any further.

The new forms have new restraints. While the old 602s read, "First Level reviewer's action (complete within 10 working days), the new ones now read, "First Level response must be completed within 15 working days."

The second level review must now be completed within 10 days. If the first level is bypassed the second level has 15 days to respond. All CDC 128 Chronos and administrative CDC 115s may be appealed through the second level only, according to the revised 602 forms.

Another change in the new forms is that you can now use only one page to write your explanation. This does not include exhibits or documentation . . . only your written explanation of the incident or action being appealed.

Staff is being trained so that they will be aware of the changes in the new forms and will be able to process them correctly.

All legitimate appeals will be processed, said Ingram. The new revisions are not designed to deny anyone's access to the appeal process.

## Law Column

In a recent decision, the First District Appellate Court has overturned an armed robbery conviction, citing improper jury instruction as reversible error.

According to the appellate court, the trial court erred when it failed to instruct the jury that assault with a deadly weapon is a lesser included offense of robbery with a gun allegation.

Brian McGreen and his crime partner were convicted of robbery and attempted robbery and burglary. Gun allegations were filed against both men behind each charge.

On appeal, McGreen argued that the trial court should have instructed the jury that assault with a deadly weapon was a lesser offense which must be included within the charges of robbery and attempted robbery where there are gun allegations.

The appellate court agreed in part, reversing the robbery conviction on finding that robbery "is a combination of theft and assault" and, therefore, requires "Sua Sponte" (voluntarily or of its own volition) jury instructions that assault is a lesser included offense.

However, the court upheld the second conviction, concluding that attempted robbery need not get close enough to robbery to constitute assault, and it is not necessarily a lesser offense of the charge.

McGreen also argued that an increased punishment provision of the Penal Code did not apply because it required the coprincipal be aware that the principal was armed.

The court rejected McGreen's contention, stating it was not the legislature's intent to burden the prosecution with proving the degree of knowledge that the coprincipal has.



**Do you think television cameras should be allowed inside courtrooms to cover criminal trials?**

**R. Delgado:** "I think it's good. It will enlighten the public as to what we are really like."

**Tex Engle:** "I don't think it's too good. If they do it, they should have a restriction on whether the jury can watch it on the news. Also I think the district attorney might be inclined to use it for selfish political reasons."

**Jessie Mercer:** "Yes, it's the public's business. The public has a right to know. You don't need to hide the truth. Behind closed doors somebody is getting ready to tell a bunch of lies."

**Jim Gilmore:** "No, I think there is the possibility that the courtroom would become a circus stage."

**Larry Lynch:** "Yes, it should be allowed. In most cases the district attorney doesn't have enough evidence, so he will request it be closed. In the interest of justice the courtroom should be open."

**Willie Samuels:** "No, I think it's bad. The more publicity the better a chance for a guy to get convicted."

**George Byrd:** "Yes, all trials should be covered on the condition that the cameras be used in every phase of the trial."

**Steve Engs:** "No, definitely not. It makes the courtroom scene into a carnival atmosphere. The way the courts are already, in that atmosphere they don't need any more help."

**Don Laney:** "Sure, that way the public gets to know the truth, not what someone else says. Seeing is believing."

**Tommy Rogers:** "No, it opens the courts up to the antics of any clown with purely selfish motives."

**Clyde Norris:** "Yes, if all the proceedings could be covered from the beginning to end. This would give the law and order people — the ones who make the laws — a better insight into what is really happening inside the courtroom."

**Jimmy Willis:** "No, I think it would be bad. If an individual is truly innocent he might have to suffer from the publicity. The general public is under the misconception that if the state brings you to trial you are automatically guilty. That's not necessarily so."

**Joe Greco:** "No, I don't think it's good. It could have a negative effect on your personal life. Besides it's a courtroom, not a carnival."

**Carl Wooten:** "Yes, I don't see anything wrong with it. This would let the public know what is going on. It would also help to stop cover-ups."

**Steve Lynch:** "I think they should allow the cameras in the courtrooms. This would keep everything on the up-and-up. Also this would eliminate any real injustices."

**George Hernandez:** "Yes, if everyone involved feels it's okay then I don't see anything wrong with it. I think that the defendant will benefit by it."

**Ken Butler:** "No, I don't think it's such a positive thing. There is always the possibility that someone will turn it into a circus. Also the truly innocent could suffer from the exposure."

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

Inmates may send the San Quentin News for \$1 per year to persons outside by obtaining and filling out a special San Quentin News order from the education department. Persons outside the institution may subscribe to the San Quentin News for one year by sending their name and address, along with \$2 to the Accounting Office, California State Prison, San Quentin, CA 94964.

G. W. Sumner . . . . . Warden  
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## MAC Sponsored

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Ice Cold Cokes**

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Ice Cold Cokes . . . . . \$3.00

4 delicious pieces w-rolls for only \$2.75

All orders must be turned in before August 11

Trust withdrawal orders can be turned in at MAC Office

All orders delivered Saturday, August 30, 1980



VIEW OF RANCH outside visiting area with housing units in the background.

**SQ Ranch**

# Freedom and Fishing

By Tom Knudson

Thinking about the San Quentin ranch to finish the rest of your time, as opposed to within the walls of the main institution?

There is no written criteria for qualifications to the ranch; other than the amount of time left — which is usually less than two years — no history of escapes, no serious 115's and minimum B custody or less.

All applications for the ranch must be submitted to Lt. DePue, unit lieutenant. He then submits the application to the classification committee where the associate warden and assignment lieutenant screen the file.

There are several aspects that one may want to take into

your choice. When bad weather occurs, visits are relocated into the ranch messhall.

"I like the visiting facilities out here much better," said one ranch inmate. "Just being outside with my people — and not having to contend with the congestion in the mainline visiting room makes all the difference."

Particular consideration should be taken into one's special need for a certain type of program. Once you go to the ranch, you cannot participate in educational classes, religious class, or hobby groups within the main prison walls.

You're also not allowed to go to any of the holiday shows, or concerts.

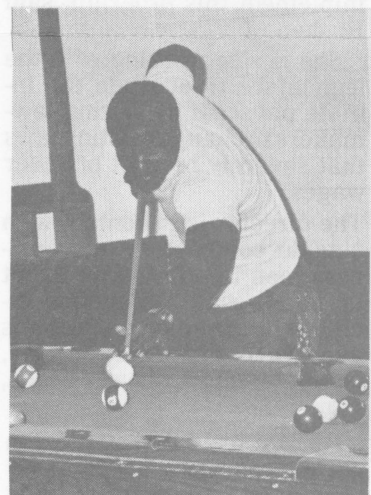
I asked one of the prisoners at the ranch, "What benefits are there to the ranch to compensate for what you give up by going there?"

"When you're at the ranch, you have more freedom," said "Savage" Bergen. "It's like you have one foot in the door to complete freedom, which makes for an easier adjustment to street life," he responded.

"It's true, you do give up a lot," "Savage" said. "What I miss is having a canteen to go to everyday and a weight pile with sufficient iron. Of course, we miss out on concerts also," Bergen commented.

Inmates at the ranch are housed in large trailers that have one-, two-, and three-man rooms. There are no steel bars

**POPULATION  
COUNT  
2,948  
August 1**



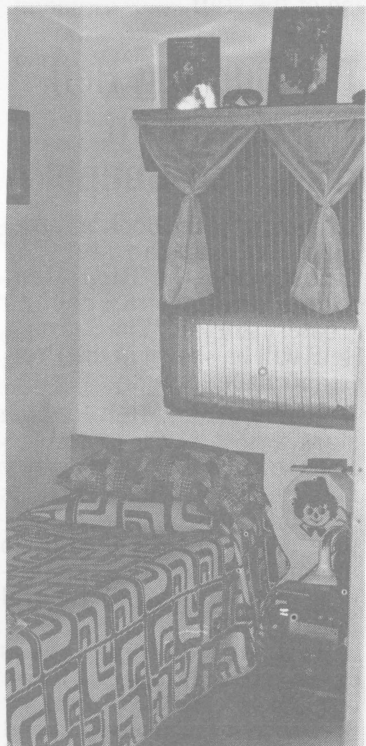
JIMMY BAKER PLAYING pool during off-work hours.

consideration before applying for the ranch. One of these is visits.

Visits for the ranch are on weekends only from 9 a.m. to 2:30 p.m. Although you lose the weekdays for visiting, there are some advantages.

For instance, you can visit with your people in a more refreshing atmosphere—outside on picnic tables where there are barbecue pits.

Your visitors may bring along a picnic lunch — thus eating home-cooked meals of



VIEW OF single-man room.

or cells to contend with, nor are there gunmen within the ranch. One officer is responsible for the safety and welfare of the prisoners.

All the men at the ranch have outside jobs, which include ground workers, sewage plant, snack bar and the waterfront warehouses. I should add that you must maintain work while living at the ranch.

There are recreational facilities and equipment for the men's use, which include handball, basketball, jogging, weights, volleyball, baseball, pool tables, ping pong, fishing and a dayroom with color television and card tables.

Fishing at the ranch is a favorite pastime among some of the men. Stripers, perch, crab and salmon during their spawning season are some of the species of fish available near the Bastille by the bay. Fish caught can usually be cooked and eaten at the ranch messhall providing you ask permission.

For those interested, family visiting is available every three months. This is due to a regulated number of 108 inmates at the ranch.

Since there are no more than 108 men living at the ranch at any one time — overcrowding does not exist — food is generally better prepared and the messhall can provide better service.

## Ranch Visiting

The visiting days for the ranch are Saturday, Sunday and holidays. The visits start at 9 a.m. and end at approximately 2:30 p.m.

The visitor starts by taking a bus ride from the east gate to the ranch visiting area—about a mile. The last bus leaves at 1:30 p.m.

## New Rand Study On Prison Violence

SANTA MONICA (AP) — Younger men in the nation's prisons are a minority of the prison population but are committing the majority of serious infractions, report two Rand Corp. criminologists.

"Contrary to some expectations, career criminals (those with lengthy adult records) were not the source of the greatest prison violence," they said in a study released last week. "Younger inmates committed more serious and frequent infractions of every type."

Researcher Joan Petersilia said prosecutors, taking their lead from a federal program, are concentrating efforts to convict and imprison career criminals.

And since research suggests that offenders hit their peak of criminal activity in the late teens and early 20s, those efforts are beginning to shift to younger criminals, she added.

That trend probably reflects a changing prison philosophy, the feeling that efforts to rehabilitate criminals have not worked and "simply removing people from the street may be the best we know how to do," she said.

"For a long time people had thought it was the older, more experienced inmates who were causing prison violence," Ms. Petersilia said.

As a result, younger prisoners were often segregated from the veterans.

The U.S. Department of Justice funded the 18-month Rand study to determine how prisons should react to the new emphasis on career criminals. Ms. Petersilia and Paul Honig surveyed 1,300 inmates of 11 prisons in California, Michigan and Texas and cross-checked responses against official records.

"It had been thought that young inmates needed to be protected from the influence of older, hardened inmates," Ms. Petersilia said. "But now we're finding that the older inmates have a calming influence on the younger ones. If you concentrate the young inmates, you remove this calming influence."

She said, "Institutions with the lowest violence were those where there are not concentrations of young inmates, where younger inmates are not housed together."

## Meet the Mormons

By Doctor Darrell Smith

Church of Latter-day Saints (Mormon) will be conducting meetings every Wednesday night in the Protestant Chapel at 6:20 p.m.

Those interested in learning more about the Latter-day Saints can contact Chaplain Russell, ext. 367. He will submit your name for the night movement sheet.

### Personal Expansion Program

## Personal Growth Groups

Groups Meet Once a Week  
Tuesday, Wednesday, Thursday  
9:30 to 11:30 A.M.

Each group focuses on awareness and personal growth. It is about becoming truly aware and discovering recurring patterns in your life that limit your personal growth. The groups are strictly confidential and provide a safe space for open communication.

If you want to participate, or want more information, call Jeannine Thornton, Prerelease Building, phone ext. 448.

## New U.S. Report Hits Bike Clubs

WASHINGTON (AP) — Outlaw motorcycle gangs, too tough for local lawmen to crack, are committing "every conceivable criminal activity" from murder to political graft, a new federal report says.

The report, obtained recently by Rep. Robert Walker, R-Pa., was prepared by the Drug Enforcement Administration, an arm of the Justice Department which has been investigating the nation's network of some 400 outlaw bike clubs for the past two years.

"The public still feels that outlaw gangs are a local concern. nevertheless, their growth has far outpaced the enforcement capabilities of local police departments," said the report, produced for local and state law enforcement officials by DEA's dangerous drugs section.

"Many law enforcement authorities are convinced that outlaw gangs have reached a stage in their criminal development reminiscent of the Mafia of the 1920s and 1930s. They are crude, irresponsibly violent and have started to show an interest in legitimate businesses as front organizations," the report said.

Walker, an outspoken foe of outlaw motorcyclists, said the previously classified report confirms the need for a Justice Department strike force to pursue marauding bikers.

A resolution calling for the creation of such a task force is under study in the House Judiciary Committee, where it must pass before getting to the House floor and eventually the President.

"I think this report makes it clear that the problem not only warrants attention, but demands attention," Walker said. "I have found at the Justice Department, they tend to laugh off the threat. DEA sees it more clearly because of the drug connections."

On the subject of drugs, the report said well disciplined and tightly structured bike gangs are assuming control of the illegal amphetamine market; protecting their activities with intimidation, violence and graft.

"In certain areas of the United States, for example, Milwaukee, Cleveland and Omaha, outlaw motorcycle gangs are believed to control the entire methamphetamine market," the report said.

"Nationwide, they could be in control of up to 50 percent of the illicit methamphetamine distribution system."

Justice Department officials have balked at creating a special task force against bikers, preferring to let state law agencies handle problems with the highly mobile clubs.

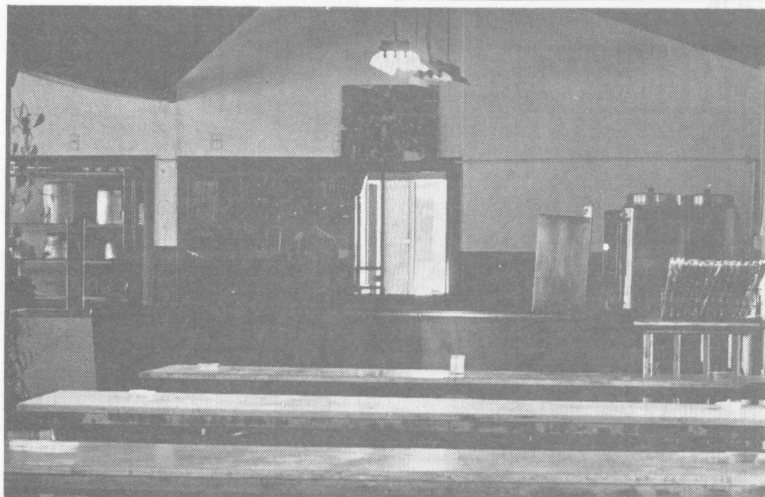
Walker suggested that some DEA officials are at odds with the Justice Department over creation of a motorcycle gang task force.

The report estimated there are several thousand outlaw bikers in the United States, operating primarily in California, Texas, Florida, Pennsylvania, New York, New Jersey and a handful of major cities.

## Gospel Music Program For Catholic Chapel

A gospel music program in the Catholic Chapel will be held Saturday at 10 a.m.

According to Father O' Neill, Catholic Chaplain, the New World Ensemble of Richmond and the Saint Columbus Church of Oakland will be guests at the program.



RANCH MESSHALL with kitchen in background.

## Fired Prison Editor Files Lawsuit

LOS ANGELES (AP) — Should freedom of the press exist behind prison walls? That's the essence of a lawsuit filed by an inmate who says he was fired as editor of "Doing Time," the prisoners' newspaper at Lompoc Federal Correctional Institution.

Stephen Dutcher filed suit in U.S. District Court against the Department of Justice, claiming that he and an associate editor were fired May 6 by the associate warden because they complained about censorship of articles by prison staff members.

Dutcher, serving a 25-year term on a kidnapping conviction, said he was paid \$5 monthly to edit the newspaper, and as a result of the firings the paper has ceased to exist at the prison 110 miles northwest of Los Angeles.

Dutcher claimed a prison activities coordinator would not allow the inmate paper to print a quotation from Shakespeare's "MacBeth" and that he was not allowed to write articles on an incident in which inmates were blocked when they tried to help save the life of a prison official. The official died, Dutcher said.

## Media Interviews "PEP" Program

KTF's "On Target" will be interviewing the San Quentin Treatment and Training Program, "Personal Expansion Program" (PEP) this week.

The program will be televised Aug. 5 at 7:30 p.m. and Aug. 7 at 7 p.m.

Also, PEP will be interviewed by KCBS radio and make an appearance on NBC's, "Prime Time Saturday." Dates and times of the shows will be provided at a later date.

## Convictions . . .

### Continued from page 1

prison term at the time of the escape attempt, was found guilty of first degree murder of two of the guards.

Pinell, also serving a life sentence at the time, was found guilty of two counts of assault with a deadly weapon on the guards. He and Spain were both sentenced to life terms as a result of the trial and are both still in state prison.

Johnson, who spent more time in custody awaiting trial than the sentence for the assault charge for which he was convicted, was released on probation after the trial ended.

The three other defendants, Louis Talamantez, Fleeta Drumgo and Willie Tate, were all acquitted.

The defendants' attorneys raised several grounds for appeal but counted heavily on what they claimed was an error committed by Marin County Judge Henry Broderick when he allowed a meeting in his chambers with one of the jurors.

The juror, before the trial, said that she knew nothing about the Black Panther Party. But in the course of the trial she discovered from court testimony that a childhood friend of hers had been murdered years earlier and Black Panther Party leader Elmer "Geronimo" Pratt had been convicted of the slaying.

She requested a meeting with the judge to explain the connection. But the judge was satisfied when she said the new information would not prejudice her against the defendants.

## Educational and Vocational Programs Now Available

By Dana Mejia

L. E. Bolton, supervisor of education, has informed the San Quentin News of openings in both educational and vocational programs. There are also some new programs that will be available soon.

After reading the responses to last week's SQuestion Man, Mr. Bolton felt compelled to comment on some of the remarks made by San Quentin convicts.

Responding to a request for new programs, Bolton said there is an electronics program now in the planning stages. This program would help men reach the level of general electronics technician (GET). After some research the GET is said to be a high-demand field, said Bolton.

Another new course which will soon be ready to start classes is the auto shop program. This program will begin as soon as power has been installed in the garage area, according to Bolton.

Due to the location of the garage, there is a custody restriction. Inmates must have at least medium B custody and meet the other criteria to be eligible.

Currently there are openings in almost all the vocational programs. As of last week the programs were at 85% operative capacity. That means there could be another 15% just to reach their quota. According to Bolton the vocational department does not have any reservations about going over quota.

All the programs are kept ethnically balanced to insure an equal opportunity for all the men assigned.

Bolton also stated that all of the programs are designed so that the convict can reach a level which can be used in that field on the outside.

San Quentin's vocational programs teach the latest skills available in each trade, emphasized the education chief.

A course in solar energy is taught in the plumbing shop. There are currently solar panels installed on the top of the plumbing shop. Bolton pointed out that these panels were built, installed and engineered by San Quentin convicts.

"We want the guys to be able to hold jobs on the outside," commented Bolton, "With the skills they were taught in here."

"The education department," Bolton reported, is setting up a new AA college program with the College of Marin.

This program will be held in the afternoons, three days a week. For anyone participating this will constitute an assignment. Also because this course will be in the afternoons, close-B inmates will be allowed to participate.

Programs available to the close-A inmates will include all of the morning educational classes — from literacy right through high school.

Close-B custodies will be accepted in all of the day school programs and most of the vocational programs including industries, printshop, dry cleaning, maintenance, etc.

According to Bolton all of the school programs are accredited and veterans are eligible to collect veterans benefits.

Commenting on the hobby program, Bolton said they are trying to obtain a clerical position to relieve the manager of some of the paperwork, thus leaving her available to help with the instruction.

While discussing the pro-

grams available, Bolton said, "The opportunities are here, all you have to do is take advantage of them."

If you are interested in applying for one of the vocational programs, put in a request to see Mr. Ernie Bradford in the education office.

If you are interested in an educational program, drop by the education office and talk to one of the staff.

## 'The Burning Hell' Will be Shown In Garden Chapel

From out of the Book of Luke, paraphrasing the story of Lazarus and the Rich Man, comes one of the screens greatest stories. "The Burning Hell" will be shown in the Protestant chapel, Sunday at 1 p.m.

"The Burning Hell" which stars a host of Christian performers and hosted by Evangelist Estus Pirkle is probably the first motion picture in the history of films to attempt documenting the miseries and torments of a literal burning hell.

Hollywood know-how is credited for much of the realism in this film made by the Nashville based Ormond Organization. Ron Ormond who spear heads the company spent most of his life in the Hollywood studios as both producer and director until he and his family were saved and moved south to Tennessee.

A special "hell set" had to be constructed in which to accomplish that end. But prior to the construction of the "hell" and other sets, much time was spent in the Holy Land to do special scenes. Headed by Evangelist Estus Pirkle, seventy people made the long trek to the Middle East to appear in scenes at Mount Sinai, Caesarea and Emmaus.

"To add authenticity," Tim Ormond will tell you.

Young Ormond who works as first assistant to his veteran film producing dad will also tell you that his tour to the Holy Land was the greatest experience of his life.

"One of the great things about this film," Evangelist Pirkle added, "was how it affected so many lives. People were saved even while the picture was being made."

"Some of the outstanding 'special effects' and scenes in 'The Burning Hell' are just unbelievably real." This from Ron English, Circulation Manager with the Sword of the Lord America's largest religious weekly publication.

His reference undoubtedly alluded to such spectacular scenes as the Korah-Moses Confrontation from Numbers 16: 16, 32. Lazarus being escorted to Heaven by the Angels and Lazarus sitting in the bosom of Abraham. The Lake of Fire; the Bottomless Pit and other equally fascinating Bible-inspired sequences.

The cast includes hundreds and is honored by the guest appearances of these internationally known preachers. Doctors R. G. Lee, Jack Hyles and Bob Gray.

## Rioting Inmates Caught on Tape

BOISE, Idaho (AP) — Drawing on lessons learned from another prison riot, Idaho State Penitentiary officials say they preserved evidence and videotaped destructive acts to help prosecute inmates who caused an estimated \$2.7 million in damages during a 20-hour riot.

Heavily armed police restored order at the 500-inmate prison eight miles south of here after officers rescued a prison guard held hostage by inmates.

No deaths were reported in the rampage, but state Corrections Director C. W. "Bill" Crowl said 18 inmates were injured and four cell blocks severely damaged.

Crowl said the most serious injuries were the broken arm and head injuries that one inmate received. He said most of the injured were treated and released at a Boise hospital.

Two inmates were still missing late Thursday, but Crowl said it would not be known whether they had escaped until after a foot-by-foot search of the prison was made.

Gov. John Evans told a news conference that early estimates pegged damages at \$2.7 million, but said it could cost \$1 million a month to house some inmates at other institutions while the prison is being repaired.

## Hire an Ex-con For Tax Credit

Employers who hire economically disadvantaged ex-felons within five years of their conviction or release — whichever comes later — may be entitled to an income tax credit of up to \$45,000, according to H.G. Watkins, CCII.

In order to take advantage of this program you should—as soon as possible after your release—obtain a Tax Credit Voucher from either the Employment Development Department or CETA.

At a recent Job Tax Credit conference, Mr. Brian Mallach, of Ogden Food Service Corporation, stated, "Given the present financial situation, I would hire a person presenting a certificate of eligibility ahead of a person without one—especially for nonskilled and trainee positions."

The certificate of eligibility does not indicate which of the categories a disadvantaged person falls in.

Men who are paroling from San Quentin are given notice of the program, said Watkins.

## Gospel Group to Appear In Garden Chapel Sunday

Crusaders for Christ, a gospel group from Oakland, will be appearing in San Quentin's Garden Chapel, Sunday at 9:15 a.m.

## Ex SQ Convict Gets His Wish

William "Bill" Ray Sullivan, ex-convict, died Thursday, June 19, in San Bernardino.

One of Bill's last wishes was to have his death printed in the San Quentin News.

Mr. Sullivan served two terms here in the Bastille by the Bay. The first was from 1961 to 1963 when he served a parole violation. During that time Bill worked in the now-defunct cotton textile mill.

His second term was from 1965 to 1967 when he served time for car theft and a few other things. At that time Bill worked in the bakery . . . where he was known as "that little ol' brew master."

## Rushen Meets . . .

### Continued from page 1

MAC Sergeant-at-Arms Cornell Webb brought up the subject of self-help groups.

Warden Sumner commented that groups such as TM, Sate, Mensa, Mezcla and PEP were positive factors inside San Quentin. Rushen stated that she supports all such groups.

The director told the MAC about a new Community Resource Unit set up to coordinate volunteer groups from the outside.

"These volunteers," she said, "are to enhance the effectiveness of work furlough programs, getting better inmate wages and to drastically reduce the idleness inside California's prisons."

This is to be accomplished with a \$400,000 fund set up to implement this program, said Rushen.

She is also working with the legislature to upgrade the inmate payscale by getting lawmakers to change existing laws that severely restrict prisoner wages.

The director is in contact with outside contractors and business men in an attempt to set up small scale production facilities to produce such items as electronic components, computer chips, shower heads, etc.

Rushen feels that if she can get a good work-for-pay program going in California prisons, it will do much to alleviate many of the problems that now exist.

As the meeting drew to a close it was apparent that Ms. Rushen is not going to leave things as they are. She has positive goals and is working towards a better reward system for those cons that are working to better themselves through educational and vocational training.

"I can appreciate Ms. Rushen's candor," said Walter Speights after the meeting. "She faces a tremendous task and we in the MAC wish her luck."





GOSPEL FIRES shown from l-to-r: Casandra Richard, Greg Smith, Ed Polk, Rose Lawrence and Ben Blackmond (not shown Westly Montoya).

## Joyous Christians Sing in Chapel

By Steven Mack

Approximately 125 San Quentin convicts and outside guest attended the gospel music program held in the Catholic chapel Saturday morning.

Setting the events of the day in motion was the Rev. Dr. R. A. Scott from Richmond, who opened with a meaningful prayer.

Followed by the Gospel Fires of east Oakland composed of Rose Lawrence and Ben Blackmond, lead vocalists; Cassandra Richard, vocalist and piano; Ed Polk, congos; Greg Smith, bass; Westly Montoya, keyboards.

They opened their rendition with a sing-along of the gospel song "My Soul Loves Jesus," followed by two more gospel songs.

The Gospel Fires have been together for almost a year and state they're all devout Christians.

When asked why they came to San Quentin, their reply was, "To share the love of Jesus."

Next to take the stage, offering their gospel sound were the Quentineer's of San Quentin, singing "Done Just What He Said," consisting of Randy Marin, Rafeal Washington, Thomas Lemon, David Sims, and Sonny Frye.

Bringing the program to an end were the New World Unsomble of Richmond.

Having toured many California prisons such as Tehachapi, Soledad, Vacaville, and San Quentin on previous engagements.

The New World Unsomble have been together four years and are currently working on an album. They arrange and write most of their music.

The group consists of Esther Wright, Votie Muccular, Patricia Muccular, Mary Branch, Betty Valentine and Van Campbell.

The New World Unsomble left us with a great deal of

peace of mind with songs "Now Is the Time to Tell Someone About Jesus," and several others.

### Escape Attempt Foiled By Police Dogs

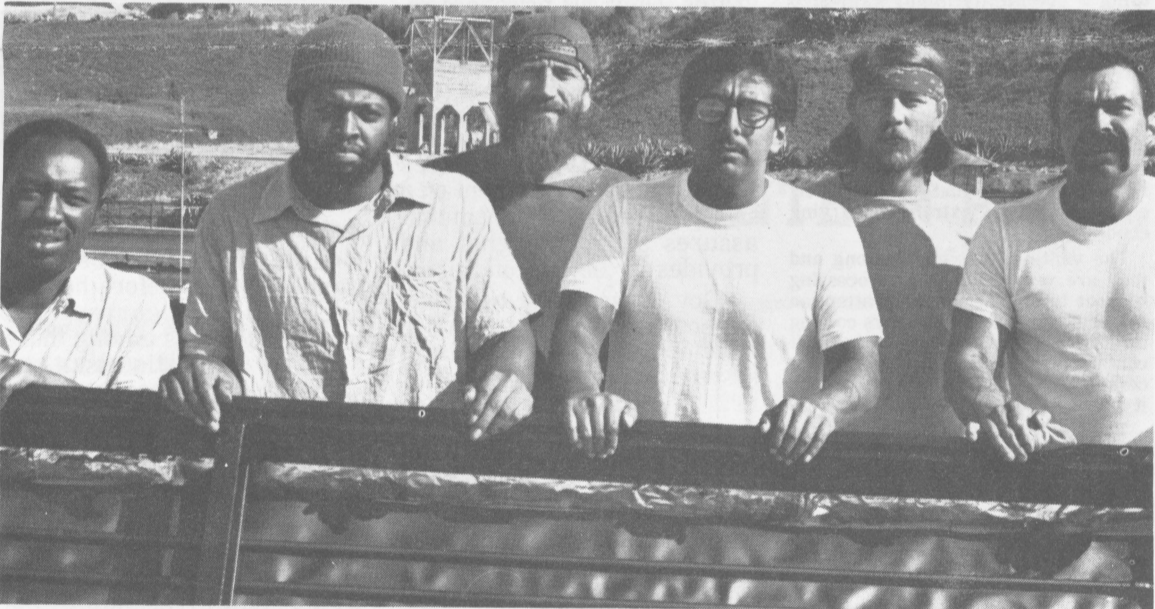
Two handmade dummies were found in the east block, yardside, by an officer during the 6:15 close-custody count Friday, said Mike Madding, prison information officer.

Administration was notified that two close-B inmates were missing from count and that they worked in industries. Escape procedures were put into effect by prison authorities and the industries walls were manned.

An outside escape alert was put out in which the Richmond police responded.

With the aid of the Richmond police dog unit, prison authorities were able to apprehend the convicts.

"The two men were very lucky," said Madding, "that the trainer got to the dogs before the dogs got to them."



SOLAR PANEL WITH plumbing shop crew that constructed and installed the panels on plumbing shop roof. Front row, l-to-r are D. J. Reedom, F. Cromwell,

J. M. Olivas and G. P. Ross. Back row: Gary Brown and C. G. Wilson.

## Solar Panels Designed By San Quentin Cons

By Tom Knudson

San Quentin's vocational plumbing shop is now in the process of building and installing solar panels on the roof of the plumbing shop.

Gary Brown, one of the apprentices in the shop, is responsible for the design and engineering of the solar panels.

"With the help of the shop crew, and the research done by Brown, it was possible to build the solar panels," said Plumbing Instructor Sam Braff.

"I was a consultant in the project," said Braff, "but the real praise goes to Gary and the men in the plumbing program."

Brown researched the program for three months with the aid of manuals and printed information on solar energy. "It took about one week," said Brown, "to actually design the collectors."

The encasements were made in the sheet metal shop under the direction of instructor Larry Whiteman.

"The sheet metal shop," said Whiteman, "designed and built the encasements for the collectors."

The panels are 4 ft. x 10 ft. and are made of sheet metal, copper tubing, fiberglass in-

sulation and glass. They are fundamental in heating during the daytime as a supplement to gas heating.

"The collectors that my crew built and designed," said Sam, "are comparable to any of the collectors that are manufactured and sold on the streets."

He commented further, "I would like to say my crew did one hell of a job and I'm very proud to have this crew in my program."

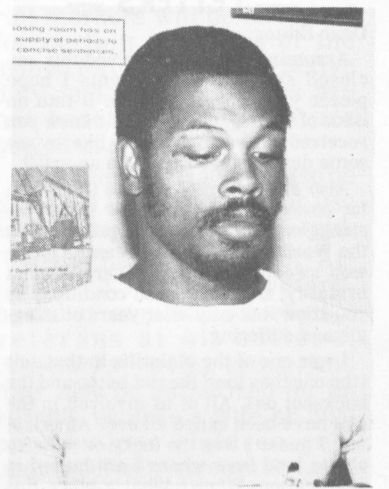
"Many of the other shops at San Quentin have talked about building the solar panel," he continued, "but my crew did it."

### Educational Financial Aid Workshop

There will be an educational-Financial Aid Workshop Wednesday, Aug. 20, at 9:30 a.m. in the education building.

Anyone who is planning to go to school when they are released, should contact Mr. Durkee at the education building.

**Hire an Ex-con**



STEVEN MACK

## Steven Mack New SQ News Reporter

Steven Mack, 27, has been hired as a reporter and circulation manager for the San Quentin News.

Steven is currently serving a five-year term for robbery out of San Francisco County.

"Mack," as he is known by most inmates, is a high school graduate and holds an A.A. degree majoring in social sciences.

When asked what he felt he could contribute to the San Quentin News Mack said, "I feel there are many issues that are of interest to the entire population."

As a reporter he states, "I will do my best to give accurate and informing news."

## 10 Shots Fired To Stop Fight

Ten shots were fired on the C-Section yard to break up a fistfight Wednesday morning, said Mike Madding, prison information officer.

The 9:25 a.m. incident started when two Mexican-American inmates began fighting. Two warning shots were fired to no avail, Madding said. Eight more rounds of birdshot were then skip-fired hitting the two men.

Three bystanders and four officers were also hit with birdshot. One of the fighters received an open laceration and the rest were superficial wounds, said Madding.

The incident is considered a personal dispute and not racial, Madding said.

### Warning Shot Fired On C-Section Yard

A warning shot was fired on the Max-B yard Sunday to stop a fight between two max-b convicts, according to Mike Madding, prison information officer.

There were no injuries in the fight and the incident is considered a personal dispute, said Madding.



NEW WORLD UNSOMBLE shown from l-to-r: Esther Wright, Votie Muccular, Patricia Muccular, Betty Valentine, Mary Branch and Van Campbell.



THE QUENTINEER'S shown from l-to-r: Marshall, David Sims, Thomas Lemon, Sonny Frye and Randy Martin (not shown Rafeal Washington).

Joan Isator  
251 Glorinda Ave.  
San Rafael, CA. 94901

USPS 480-700



## — LETTERS —

Dear Editor:

Assuming you have received this, enclosed should be two poems I hope please you enough to make it into an issue of the S.Q. News. Let me know you received and also if you'd like to see some drawings as I am also an artist.

Also at this time I wish to thank you for covering so well in your paper the struggles and civil suit of prisoners in the Washington State Penitentiary. We won sweeping changes there around brutality, treatment, and conditions as you know, but only after years of struggle and suffering.

I was one of the plaintiffs in that suit (the one they used the riot baton and the buckshot on). All of us involved in the suit have been exiled all over America, and I guess I was the lucky or unlucky one to land here where I am buried in segregation. Whew! What a place this is... but after years (seven to be exact) in that won-turd-ful little place known as Walla Walla this is like an R&R treatment wise.

In closing, I was once associate editor of the "Voice of Prison" and editor of the Lifers With Hope Newsletter at Walla Walla, and your publication has always impressed us in Washington State as a first class piece of work. Your reporting is always good and your lay-out and printing first class excellent. Quality within quality. Keep up the good work.

Sincerely Yours,

—Carl Harp

## Federal Prisons Chief Urges McNeil Closure

SEATTLE (AP) — McNeil Island Federal Penitentiary is too old to transform into a state prison, the director of the Federal Bureau of Prisons says.

"McNeil should be closed as soon as possible and should never be used again as a prison," said Norman A. Carlson, prisons director. "McNeil is certainly one facility that is antiquated in terms of its function and in terms of design."

His stand was echoed repeatedly by Gov. Dixy Lee Ray, whom he sat next to during dedication of the Pioneer Fellowship House in Seattle.

The house is a new facility for ex-criminals. It is the first community residential work-release center in the nation financed entirely by private funds. It is operated by the private, non-profit Pioneer Cooperative Affiliation.

Community-based halfway facilities are the answer to many problems of the correctional system, Carlson said.

But McNeil was a prime subject at the dedication.

Until last month, when several hundred former inmates of Cuban prisons were brought to McNeil, the federal government planned to close the facility Oct. 1.

The influx of Cubans may delay that closure, but the prison must close eventually, Carlson said. Referring to Miss Ray, he said that "Governor Lee" agreed with him on that point.

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

Inmates may send the San Quentin News for \$1 per year to persons outside by obtaining and filling out a special San Quentin News order from the education department. Persons outside the institution may subscribe to the San Quentin News for one year by sending their name and address, along with \$2 to the Accounting Office, California State Prison, San Quentin, CA 94964.

G. W. Sumner ..... Warden  
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## — Open Letter —

Dear Mr. Sumner,

Last week I had the opportunity to visit several inmates at San Quentin Prison — youth who had originally gone through the justice system in Los Angeles County, and were then sentenced to serve their time in San Quentin.

Although I have visited at the prison on previous occasions, I had never visited four men on the same day. However, due to the long distance involved, as well as my own schedule, it necessitated my requesting permission to visit each inmate for an hour or so on the same day. I wish to thank you for this permission and courtesy.

Noticing the large number of people who were visiting at the prison that day, I realized that I was just one of many who, perhaps, had other or similar requests to mine. I know how time-consuming and arduous it is to deal with so many visitors with such a variety of needs, yet the staff at the entrance to the prison was very cordial and obliging.

Will you please extend my sincere appreciation to them, and especially to Lieutenants Perkins and DeHart who made the necessary arrangements, and to Father O'Neill, who always goes out of his way to extend his interest and concern.

The procedures for visiting went so smoothly and without the usual long delays and irritating manners that so often accompany visits at the entrance to prison facilities.

Visiting is an important part of our Chaplain's Program for Serving Youth in Detention, Los Angeles Archdiocese. I did not want to return to Los Angeles without visiting each one I knew. I am so very appreciative for the courtesy shown.

May Christ continue to bless your efforts and labors on behalf of all those you serve in state prison.

Sincerely in Christ,

—Sister Elizabeth R.S.H.M.

Catholic Services, Los Angeles

## — Open Letter —

Dear Warden Sumner,

I was present in the visiting room during the incident that took place on July 6. I would like to thank the visiting room staff, particularly Officer Lisa Pulido and the other correctional officers that were called in.

Their firmness and calmness in handling a potentially highly explosive situation prevented it from spreading throughout the visiting room. I found them extremely sensitive to the safety of the many children and adults who were visiting.

I would also like to take this opportunity to compliment Lt. Perkins on his excellent staff. They are considerate, respectful, helpful and maintain their composure under extremely trying conditions.

The visiting lines can be long and they are very efficient in processing without losing the personal attention that is so important to visitors coming in. The processing point is the first contact for new visitors and the officers in charge do their utmost to make it a pleasant one.

The family visiting officer, Officer Caraway and her assistants should also be commended. A family visit is so special and they do so much to make it so.

I appreciate very much the courtesy and respect that is constantly given to me and I would like, through you, to express this to the staff.

Very truly yours,

— Mrs. James Reese

## Fund Raising Class Begins Aug. 15

A fund-raising class sponsored by E. McNair, activities coordinator, and coordinated by Henry Cleveland of Centerforce will start Aug. 15.

The meetings will be held in the Jewish chapel and consist of a two-day introduction to Fund-raising.

Anyone interested in attending can contact E. McNair at the pre-release, ext. 453.

Personal Expansion Program  
Personal Growth Groups

Groups Meet Once a Week  
Tuesday, Wednesday, Thursday  
9:30 to 11:30 A.M.

Each group focuses on awareness and personal growth. It is about becoming truly aware and discovering recurring patterns in your life that limit your personal growth. The groups are strictly confidential and provide a safe space for open communication.

If you want to participate, or want more information, call Jeannine Thornton, Prerelease Building, phone ext. 448.

## New Mexico Riot Still Haunts Prison Officials

SANTA FE, N.M. (AP) — It was a bitter cold February night when the rebellion began in a dormitory. Within 22 minutes, inmates had full control of the New Mexico State Penitentiary.

During the next 36 hours, fires would rage and 33 inmates would die — some horribly at the hands of an execution squad organized to kill informants and to settle personal grudges. Fourteen guards taken hostage survived the ordeal.

The riot was among the most bloody and destructive in the history of American penal institutions. Six months later, authorities are still trying to understand and explain what happened Feb. 2-3.

Meanwhile, National Guardsmen cook for the inmates, and hundreds of prisoners are being held in federal prisons outside the state.

The kitchen, part of the estimated \$10 million in damage, is nearly rebuilt, however, and in mid-August meals will be cooked in the prison instead of the National Guard headquarters 11 miles away in Santa Fe.

The 411 exiled prisoners also will begin returning next month. They will go to a new medium security prison, which was under construction south of Albuquerque at the time of the riot.

There has been progress on other fronts as well:

- The Legislature almost immediately approved funds to expand the prison staff and give it better training and pay.

- Inmate tensions have eased with resumption of work, education and recreation programs. Only 400 prisoners remained in the facility immediately after the riot. Today, the population is about 650.

- After more than a year of negotiation, the state and the American Civil Liberties Union reached agreement on a sweeping reform program that assures prisoner rights and provides for better conditions.

- Gov. Bruce King has gone on record as saying he wants to develop a model corrections system before he leaves office in 2½ years.

- The prison's sixth warden in five years was eased out, and the state is conducting a nationwide search for a new administrator. Bill Giron, the state's acting corrections secretary — the sixth man to hold the job in five years — has received high marks.

"We need professionals as warden and corrections secretary," King said recently. "Then we will be out of the woods."

Legal after-effects continue to be felt. The state has been notified of plans for more than 500 civil damage claims from inmates or relatives of victims. One estimate put the state's potential liability at \$150 million.

Meanwhile, the first of what

could be as many as 100 criminal indictments is still months away. Charges are likely to include such felonies as murder, sodomy and assault. Trials probably won't get under way until next year.

The corrections officers taken hostage all suffered physical or psychological damage. Three still are not working. None has been reassigned to guard duty.

The state attorney general's office in June issued its initial report on the riot, setting out the chronology of events — and errors — that enabled a group of prisoners to take over the facility.

The report did not say why the penitentiary housing 1,156 adult male inmates erupted — that assessment is due in the next report — but it pointed to a number of problems: lax security, inadequate staff and training, overcrowding and the mixing of maximum security prisoners with the general prison population.

New Mexico's penal system has long suffered from neglect and public apathy. Before the riot, the Legislature's interim Criminal Justice Study Committee had spent five years weighing reforms, as had the Corrections Commission and the Corrections Department.

If nothing else, the riot shocked New Mexicans into realizing that problems existed and galvanized legislative desire to remedy them.

Giron, the governor's top trouble-shooter before he was named acting corrections commissioner, is among those who are optimistic about the system's future because "the citizens of New Mexico now are receptive to do whatever needs to be done to build a proper system."

The state Board of Finance — not the Corrections Department — was assigned to oversee spending to rehabilitate the corrections program. Officials associated with the corrections crisis say that the greatest progress has been made since early June, when King named Giron to take charge of the Corrections and Criminal Rehabilitation Department.

The Legislature, which was in session at the time of the riot, reacted by throwing more money at the crisis than had been spent on prison facilities during the previous decade.

An emergency bill passed a few days after the riot authorized an expenditure of \$87.5 million. This omnibus act provides money to rebuild and modify the wrecked penitentiary into a medium security prison and to design a new maximum security prison. It reserves \$50 million in state bonds to construct the new facility.

Money also was approved to improve staff salaries, initiate training programs, investigate the riot's causes, meet the cost of housing New Mexico inmates elsewhere during reconstruction, and to prosecute and defend inmates charged with crimes committed during the riot.



What question would you like the SQuestion Man to ask?

**Benny Powell:** "How come there are no specific guidelines on lifers sentenced under the old indeterminate sentence law, when there are guidelines for those under the determinate sentence law?"

**Steve Long:** "What is happening with the Inmate Welfare Fund as far as how much is in it and where is it spent?"

**Jerry Palmer:** "When are we going to get a canteen on the lower yard again? One could be put over by Receiving and Release where there is a gun tower."

**Stan Pearson:** "What is happening with the auto school and why isn't it for the mainline?"

**Cecil Hopkins:** "What is happening with the new legal status on good-time, work-time in the county?"

**"Tex" Baker:** "If you are sentenced to six years in the penitentiary and have to do four years out of the six years, how can they give you three years parole, when that would add up to seven years instead of six?"

**Robert Bodiford:** "When can we get the water faucets fixed so they give out cold water instead of warm water? You can't even get cold water during the meals in the messhall."

**"Actor" McDaniels:** "Why does the administration over-emphasize ethnics in prison?"

**"Cisco" Sanchez:** "Where is the Inmate Welfare Fund being spent? There are a lot of prisoners in San Quentin with no money who work and don't get a pay number."

**Ronnie Forslund:** "What is Jesus doing in your life?"

**Ernie Martinez:** "Do you really feel that the end of mankind is at our door step? If so, what are you going to do about it?"

**"Chip" Williams:** "Why is San Quentin considered as having the most adequate hospital within the prison system of California? If so, why is it under so much criticism from the prisoners and the courts?"

**"Cold" Walker:** "When are we going to get some hot water showers in the gym?"

**Dan Kelley:** "What do you think we need to make San Quentin a better place to live?"

**Bob Conti:** "Why don't we have a night yard movement during the summertime like they have at Vacaville?"

**Reggie Austin:** "How come all the close B inmates from industries lose their jobs and have to suffer from someone else's mistake of trying to escape?"

**"Junebug" Ellis:** "Why isn't there more entertainment at San Quentin for the mainline population?"

**Bob Morgan:** "Why is the administration so slow in everything they do that's for the inmates?"

## Racquetball Tourney

Tomorrow at 9 a.m.

All participants that have signed up for the racquetball tournament are to report to the gymnasium Saturday morning at 9 o'clock.

Each contestant has 10 minutes between games to be present, or they will be forfeited.

## — WEEKEND MOVIE —

## "The Mack"

Filmed around the Oakland-San Francisco area, "The Mack" tells the nitty-gritty tale of a black pimp. Starring Max Julien, Don Gordon, and Richard Pryor. Rated R.

## — MEXICAN MOVIE —

## "Noches de Cabaret"

Florida Judge Frees Stand-in Defendant

By Pat Leisner  
BARTOW, Fla. (AP) — Jeffrey Streeter's second day in court went much better than the first. This time he went home.

Two weeks ago, Streeter thought he was doing a stranger a favor when he agreed to stand in for a man charged in an assault case. He never dreamed he would be convicted.

Polk County Judge Edward Tyreadgill reversed that conviction Monday, saying the wrong man had been found guilty in the July 15 trial.

"I sat there thinking what if I had to go back to jail," said Streeter, who could have been sentenced to up to a year in jail. "I was nervous. Some words they were using I couldn't understand. It was making me scared because I didn't know what they were saying."

"I didn't relax until the judge told me I could go."

Streeter's trials began when Tampa attorney Warren Dawson spotted him in a hallway outside the courtroom and asked him to sit in for defendant Lee Marvin Anderson.

Dawson didn't tell the judge about his spur-of-the-moment switch, an idea he concocted to prove that witnesses couldn't identify Anderson. Three eyewitnesses then proceeded to identify 19-year-old Streeter as the person who beat up an old man in a parking lot on April 17.

Before delivering his verdict in the non-jury trial, Judge Threadgill was told of the substitution, but he said he had no alternative but to find Streeter guilty based on the evidence.

Streeter spent the night in jail before being released on his own recognizance. He called it "the worst day of my life."

To untangle the mess, Threadgill heard motions from three attorneys who all wanted to clear Streeter:

The state wanted Anderson brought to trial and Dawson held in contempt.

Dawson wanted the record corrected but didn't want Anderson to be brought to trial.

And Streeter's attorney simply wanted his client's record cleared.

Threadgill, who denied contempt motions against Dawson on grounds that he had not intended to obstruct justice, sided with the state and ordered the Anderson case retried on the original charges of assault and battery.

Finally, the judge said police would remove Streeter's name from the inmates list, but he could not erase Streeter's participation in the fill-in role in court, Streeter's attorney says he plans to keep fighting to clear official records of any reference to Streeter.

Motorcycle Show On Lower Yard

There will be a motorcycle show tomorrow at 9 a.m. on the lower yard.

The show is sponsored by motorcycle enthusiasts in San Quentin and outside sponsor Modified Motorcycle Association.

There will be approximately 100 show bikes on display for viewing.

Entertainment will be provided by Novato Frank with special Guests; Good Ole Persons; Norton Buffalo, who played in "The Rose," recently showed at San Quentin and Patric Hennesy.

Oregon Governor Seeks Release of Cons

By Linda Williams  
of The Oregonian staff

SALEM, Oreg. — Gov. Vic Atiyeh will ask the upcoming special session of the Legislature to approve an early release plan that would free 125 beds in crowded state prisons, the Legislature's Joint Committee on Corrections was told.

The proposal would allow prison inmates about to be paroled to be released to their homes under close supervision for work-release programs. The idea is part of a plan to relieve crowding that the state will submit to U.S. District Judge James Burns on July 30, Atiyeh's executive assistant Lee Johnson told the committee.

The plan also includes Atiyeh's previously announced proposal that the special session pass a measure for the November general election ballot which would authorize the issuance of up to \$120 million in bonds to finance construction of new state, regional or local correctional facilities.

Last month, Burns ruled that crowding at Oregon State Penitentiary, the prison annex and the Oregon Correctional Institution was in violation of constitutional provisions prohibiting cruel and unusual punishment. The institutions as of July 18 housed a combined total of 2,490 inmates, 600 over capacity.

Burns requested that the state submit a plan for the "expeditious" reduction of the prison's populations to meet design capacity.

"It is not clear from the court's opinion as to what Judge Burns means by 'expeditious,' or that he intends to specifically order that to meet constitutional standards we must reduce the inmate population to the 'design capacity,'" Johnson said.

"We find it difficult to conceive that constitutional requirements would be premised on such an artificiality," he added.

Varsity Football Season Starts

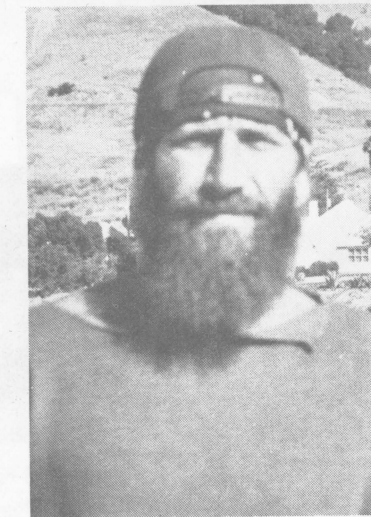
Football sign-ups are now being taken in the Skyline gymnasium by Coach Baker and Coach Ferretti.

The games will consist of eight-man teams, playing outside teams.

Coach Baker states, "There may possibly be some 11-man games."

The season is due to start the last week of August.

POPULATION  
COUNT  
2,920  
August 8



GARY BROWN, designer and engineer of solar panels.

The plan outlined by Johnson includes several administrative actions already begun by the Corrections Division and State Board of Parole to reduce the number of inmates by 365 men. Men accused of violating parole will be held in local jails instead of state prisons until the Parole Board holds hearings on whether their parole should be terminated, Johnson said. That measure will reduce the prison population by 120 men, he added.

Special legislation is needed to modify state law to permit temporary leave to be granted for periods up to 90 days prior to parole in order to include work-release in the overall plan to reduce the number of prisoners, Johnson said.

Escapes Face Trial

Two San Quentin inmates have been ordered to stand trial in Marin Superior Court on charges of escaping the prison a year ago.

The inmates, John Waller and William McGirk, both 37, allegedly escaped in a prison-made boat along with a third man, Forrest Tucker, 59, who is still at large.

Waller was captured in Gilroy last April and McGirk was picked up in San Rafael last October.

Prison Doors Closed

OKLAHOMA CITY (AP) — Oklahoma's state prisons are not accepting any more inmates until space is available in the overcrowded system, probably next week, state corrections officials have announced.

The state prison system already has 123 inmates more than the 4,410-prisoner limit set by U.S. District Judge Luther Bohanon in 1974, officials said.

Burial Benefits For Veterans

Veterans should remind their families periodically that the Veterans Administration can provide from \$450 to \$1,100 toward their burial expenses.

The amount depends on whether the death results from a service-connected condition and whether the veteran is buried in a national cemetery.

The Agency said awareness of VA burial benefits can often spare the family of a deceased veteran both anxiety and financial hardship immediately following the veteran's death.

The VA provides up to \$300 toward the burial expenses of eligible veterans, and an additional \$150 as a plot or interment allowance, if the veteran is not buried in a national cemetery or other government cemetery.

If a veteran's death is service-connected, VA will pay an amount not to exceed \$1,100 in lieu of the usual burial allowances.

These VA payments will be reduced or eliminated in cases where the veteran's employer or a state agency has made such payments.

Veterans discharged under other than dishonorable conditions who served in the Spanish-American War, during the Mexican Border period, World Wars I and II, the Korean Conflict or the Vietnam era are eligible for VA plot and burial allowances and for burial in a national cemetery.

Peacetime veterans with other than dishonorable discharges are eligible for burial in a national cemetery and for a headstone or grave marker. But peacetime veterans are not entitled to the burial or plot allowance unless they were receiving compensation payments or were discharged for disability reasons or died in a Veterans Administration facility to which the deceased was properly admitted.

The VA will also provide a headstone or grave marker for eligible veterans, and memorial markers will be furnished for certain members of the armed forces who die on active duty and whose remains are not recovered, or who are buried at sea.

An American flag will also be provided upon request for use in covering the casket, VA said. With the exception of Arlington National Cemetery, burial is available to eligible veterans at all national cemeteries having space, and may also be authorized for an eligible veteran's wife or husband, minor children and, under certain circumstances, unmarried adult children.

7 Shots Fired To Stop Fighting

Seven shots were fired on the C-Section yard to break up a fistfight last Friday morning, according to Mike Madding, prison information officer.

The 10 a.m. incident occurred when two Mexican-American convicts started fighting on the C-Section yard.

Three warning shots were fired and ignored by the combatants, said Madding. Four more rounds of birdshot were then skip-fired into the area, hitting both combatants.

Three bystanders received minor birdshot wounds, said Madding. They were treated at the prison hospital and returned to the yard. The two men that were fighting were treated and released back to their cells.

The incident is considered a personal dispute and not racial, reports the information officer.

CANTEEN PRICE LIST

August 1, 1980

FOODSTUFFS		BEVERAGES CONT.		SUNDRIES CONT.		HAIR ACC. & CONDITIONERS	
A-1 Sauce	.30	Ovaltine	\$1.55	Padlock, Combination	\$2.90	Alberto VO-5	\$1.45
Beef Sticks	.30	Soda Pop, Canned	.25	Paper, Blue Bond 16 lb.	3.80	Balsam Cond.	1.10
Candy, Bags	.55	Tea Bags, 100	2.75	Paper, Bond 16 lb.	4.70	Breck Cream Rinse	.80
Candy Bars & Lifesavers	.20	Tea, Instant	.80	Paper, Bond 20 lb.	5.45	Chenti Panthenol Rinse	1.65
Candy Bars, lg.	.85	V-8 Vegetable Juice	.35	Paper, Legal 26-line	10 for .13	Combs, Natural	.60
Cheese, Sliced	1.05			Paper, Legal 32-line	10 for .16	Combs, Regular	.45
Cheese, Loaf, 2 lb.	3.50			Papermate Refill	.75	Comb, Natural Pick	1.00
Cheetos	.75			Pen, Lindy, Ballpoint	.25	Combout	1.25
Chile Con Carne	.60			Pen, Papermate, Ballpoint	.75	Dixie Peach, lg.	1.15
Chile Peppers	.90			Pencil, Lead	.10	Hair Brush	1.40
Chile Sauce	.65			Pencil, Mech	.75	Hair Food	1.65
Chufky Beef Soup	.55			Plastic Containers, 4/set	2.20	Hair Glo	.95
Cookies	1.10			Pocketbook & Magazines	25, 2.00	Hair Oil Hqz	.65
Crackers, Graham	.90			Postcards, SQ (5-pict)	.90	Magnetic Hair Rolls, med. & lg.	.90
Crackers, Ritz	1.10			Postcards, Standard	.10	Mustache Wax	1.05
Crackers, Saltine	.80			Room Freshener	.65	Protein 29	1.05
Cupcakes & Fried Pies	.30			Scrip Lead	.45	Roller Pins	.35
Dill Pickles	1.00			Shoe Polish, Blk. & Brn.	.40	Vitalis, Super Hold	2.30
Donuts, Assorted	.90			Shower Slippers, sm., lg., x-lg.	.70		
Dry Cereal	.15			Spoons, Plastic	.2 for .05		
Fritos	.65			Stamps	.15		
Funyuns	.65			Sun Glasses	2.40		
Honey Butter	.90			Sun Glasses, Clip-on	2.50		
Hot Sauce, Louisiana	.35			Tablet, Colored	.90		
Ice Cream Novelties	.20			Tablet, yellow, ruled	.75		
Ice Cream, pint	.60			Tablet, white, ruled	.60		
Jalapenos Peppers	.50			Toenail Clippers	.90		
Jam	1.10			Tumblers	.70		
Marshmallows	.45			Tweezers	.55		
Mayonnaise, Miracle Whip	.50			Watchband, Exp.	1.80		
Menuudo Stew 7 1/2 oz. can	.40			Watchband, Nylon	1.35		
Mustard	.35			Watch, Pocket, Westclox	9.45		
Nuts	.55			Watch, Wrist, Timex	11.00		
Onion Rings	.65			Writing Tablet	.55		
Peanuts, Spanish, Salted	.45						
Peanut Butter	1.30						
Peacan Pies	.30						
Pico Pica Sauce	.45						
Popcorn	.60						
Potato Chips, Bar-B-Que & Plain	.65						
Pretzels	.65						
Rolls, Assorted	.95						
Salami	1.05						
Sardines	.65						
Sugar Cubes, 1 lb.	.65						
Top Ramen Soup	.35						
Tortillas, Floured	.90						
Tuna Fish	1.00						
BEVERAGES		SUNDRIES		TOILET ARTICLES		SOAPS & SHAMPOO	
Breakfast Drink	1.25	Aerogrammes	.22	Afta Shave	1.10	Shampoo, Chenti Panthenol	1.65
Chocolate, 2 lb. bag	2.60	Alarm Clock	7.30	Brush, Shaving	2.35	Shampoo, Head-n-Shoulders	.70
Cocoa Mix, 1 1/4 lb. bag	2.35	Album, Photo	2.40	Brut 33 Cologne	1.45	Shampoo, Head-n-Shoulders	.70
Coffee, Hills Brothers, 2 oz.	1.05	Album, Refills	.55	Brut 33 Deod. Stk.	1.30	Shampoo, Prell	.75
Coffee, MJB, 10 oz.	4.05	Art Corners	.35	Copper Tone Tan Ltn.	1.15	Shampoo, Pro-Line	.90
Coffee, Tasters' Choice	5.05	Bags, Zipper, Canvas	6.00	Cocoa Butter	1.50	Shampoo, Sebutone Tar	2.35
Dairy Creamer, Maxwell	.80	Batteries, AA (4)	.35	Chenti Panthenol Lotion	3.35	Shampoo, Subulex, med.	1.90
Egg Nog, qt.	.90	Batteries, C-size, D-size	.40	Colgate Shaving Soap, cup	.30	Shampoo, Sulphur 8	1.80
Kool-Aid, 2 qts.	.45	Batteries, 9-volt	.60	Colgate Rapid Shave	.80	Shampoo, Woodbury, 16 oz.	.75
Lemonade, qt.	.30	Binder, 3-ring	2.60	English Leather	2.75	Soap, Cocoa Butter	.80
Mixed Drinks, Wylers	.20	Binder, 3-ring, 8 1/2 x 11	3.70	Intensive Care Baby Oil	1.20	Soap, Dial	.50
Milk, Chocolate, qt.	.65	Binder paper, 3-hole	.80	Jergens Direct Aid Lotion	1.10	Soap, Irish Spring	.40
Milk, Fresh, qt.	.65	Can Openers	.40	Magic Shave	.65	Soap, Palmolive	.35
Milk, Powdered	1.15	Cards, Greetings	25, 35 & .50	Mennen Cream, Brushless	.65	Soap, Sestid	1.45
		Decanter, Plastic	1.80	Mennen Cream, Lather	.65		
		Divorce, Summary	5.00	Mennen Skin Bracer	1.10		
		Envelopes, Blank	.02	Mennen Deod. Stk., 1 1/4 oz.	1.00		
		Envelopes, color 24	.45	Noxema Cream, Brushless	.65		
		Envelopes, Expanding	1.20	Noxema Skin Cream	1.20		
		Envelopes, Plain, Manila	.10	Pond's Milk Skin Care	1.20		
		Fingernail Clippers	.40	Powder, Casmere Bouquet	.70		
		Ink, Refills, Shaeffer	.15	Powder, Magic Shave	.70		
		Handkerchiefs	.70	Powder, Mennen, Bath	1.15		
		Legal Pad, Yellow	.65	Powder, Mennen, Face	.60		
				Razor, Double II	1.25		
				Razor Blades, Double II	1.25		
				Styptic Pencil	.30		
				Soap Dish	.45		
				Washcloth, Colored	.95		
				Washcloth, White	.40		

The main canteen will accept whole \$1 ducats during the first week in months that have two dead weeks.

—W. Wiebling, Canteen Manager II

## Serious Offender Hearing Prisoners May Attack Their Excessive Enhancements

Those ISL prisoners who have suffered enhanced terms by the Board of Prison Terms (formerly CRB) pursuant to the "serious offender" hearing under Penal Code Section 1170.2(b), for matters dismissed by the court in agreement for a "Plea Bargain," and regarding matters not charged, should attempt to exhaust your administrative appeal process for habeas corpus eligibility, because those enhancements are illegal.

Authority for this proposition can be found in the case of *People v Harvey* (1979) 25 cal. 3d 754, at 758, a decision many have misconstrued to be limited only to "gun use" enhancements on subordinate sentencing counts. The Supreme Court in *Harvey* held that:

"In our view, under the circumstances of this case, it would be unfair to permit the sentencing court to consider any of the facts underlying the dismissed count three for purposes of aggravating or enhancing defendant's sentence. Count three was dismissed in consideration of the defendant's agreement to plead guilty to counts one and two. Implicit in such a plea bargain, we think, is the understanding (in the absence of any contrary agreement) that defendant will suffer no adverse sentencing consequences by reason of the facts underlying and solely pertaining to, the dismissed count. The People have cited no contrary authorities . . ."

At the same time, those prisoners who fall under the purview of the above situation, should also attack Penal Code Section 1170.2(b) as unconstitutional under the Fifth and Fourteenth Amendments to the U.S. Constitution because that section violates the proscriptions against double jeopardy, collateral estoppel, double punishment, notwithstanding RES JUDICATA (final judgments). As to this latter ground, no prisoner need exhaust administrative remedies because only the courts can decide whether a statute is unconstitutional. Habeas corpus would be the appropriate remedy in the state courts.

The *Harvey* decision by implication disapproves any appellate court case that upholds enhancements despite plea bargains.

## Death Sentence May Affect Juror's Deliberations Within Certain Limits

The U.S. Supreme Court has held that excluding members of the venire from jury service for failure to take an oath that mandatory penalty of death or life imprisonment would not affect their deliberations is inconsistent with prior case law.

Texas has a bifurcated system in capital cases. First the jury decides guilty or innocent; second, sentence is imposed. If the jury answers certain questions affirmatively, the death sentence is imposed. If any of the questions are answered no, life imprisonment is the sentence. A jury answered the questions yes, thereby condemning Randall Adams to death. He contended that exclusion from jury of all persons feeling they could not avow that mandatory death or life imprisonment would not affect their decisions violated the Witherspoon Rule.

The Supreme Court interpreted Witherspoon as holding that juries completely excluding those opposed to capital punishment were unconstitutional. The court held that case is not grounds for exclusions but rather a limitation on the state's right to exclude. While a state may exclude jurors who would automatically vote against the death penalty or would be prevented from impartially determining the defendant's guilt, a juror's views about the death penalty could still influence his performance without exceeding the guided jury discretion allowed under Texas Law. *Adams v. Texas*, U.S. Sp. Ct. June 25, 1980.

## Serious Offender Ruling

June 30, the Court of Appeal, First District, ruled in the case of *In Re Johnson*. In petition for a writ of habeas corpus, William Johnson alleged that the conducting of a serious offenders hearing by the CRB and the resulting extension of his sentence for "cause" were invalid because the hearing was conducted more than 120 days after his receipt by the Department of Corrections, as provided in Section 1170.2 Subdivision (b). The court concurred, granting the writ and ordering Johnson's release.

Johnson was originally sentenced in 1977, prior to the operative date of the Determinate Sentence Act (July 1, 1977), but he was not received at San Quentin until November 1978 because of appeals and other proceedings. The board set his release date at June 1979; however, on April 17, 1979, they held a serious offenders hearing and extended Johnson's term to 76 months.

In court the CRB argued that the legislative intent of section

1170 was "directory" and not "mandatory." The Attorney General told the court that the 120-day period was an administrative guide line designed to assist in making the transition from the Indeterminate Sentence Law to the Determinate Sentence Law as rapidly as practicable, and this period was not to "confer a benefit to convicts." The court disagreed with both arguments, finding that the statute includes an express declaration of legislative intent.

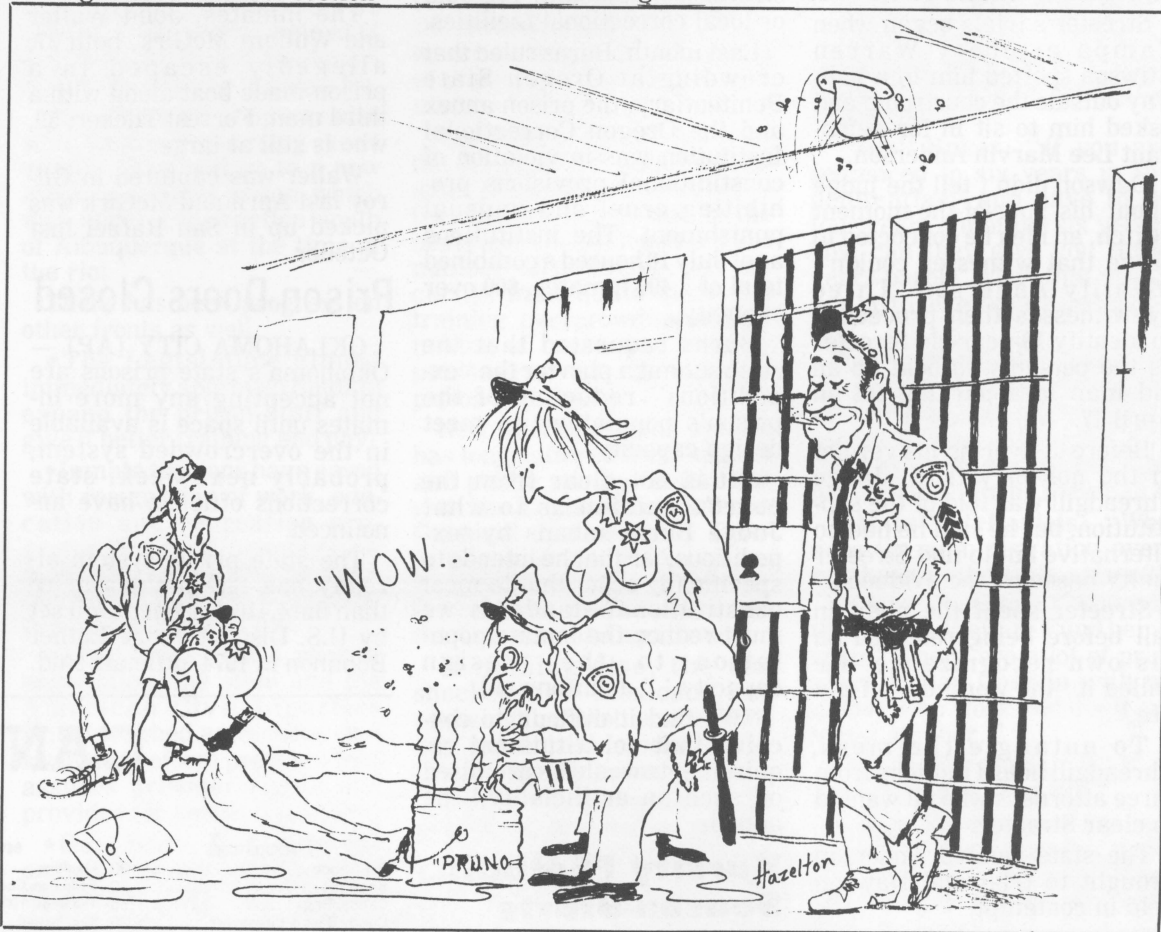
The statute reads, "The intent of the legislature that the hearing provided for in this subdivision shall be accomplished in the most expeditious manner possible." The court said, "If the only purpose of the subdivision were to admonish the board to conduct serious offender hearings expeditiously, the declaration would have served it. The additional provision establishing the precise 120 day limitation on the conduct of the hearings would have added nothing unless it

were intended to effect an absolute deadline after which the board cannot proceed."

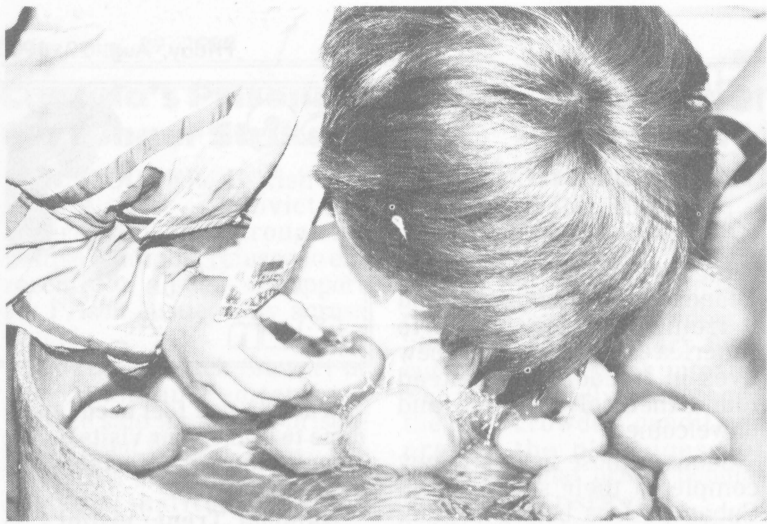
The court also found the legislature did intend to benefit prisoners by protecting them against "indefinite prolonged uncertainty as to duration of confinement and the devastating effect of 11th hour postponements of release dates they had been led to expect." Furthermore, the court held this decision to be consistent with the intent of the Determinate Sentence Act to eliminate disparity and increase uniformity of sentencing.

The court stated that in cases where the prisoner was received by CDC prior to receipt of ISL judgment (viz. amended judgments) a 120 extension would be in order because the court could not perceive any legislative intent that the CRB should lose jurisdiction before it received adjudication.

If this case applies to you, write to the CRB and request your case be reviewed in light of *In Re Johnson*.



CONS STROLL ON LOWER YARD with north block and old hospital building in background.



BOBBING FOR APPLES is a serious game for this youngster.

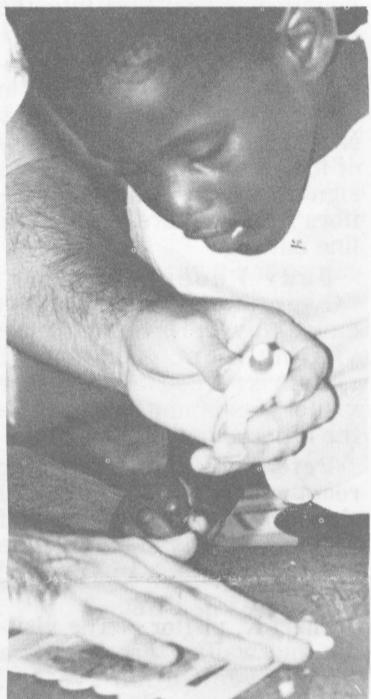
Visitors Kids

## SQ Convict Sponsors Apple Bobbing Contest

By Tom Knudson

Every weekend convict Craig Stevenson dedicates his time to provide some type of activity in the OK Corral for the children of visitors.

"This is a nondenominational Sunday school pro-



BRENDA learning how to paste during OK Corral craft class.

gram," said Stevenson as he prepared for the apple bobbing contest.

The program is sponsored by Stevenson with the help of contributions provided by Trinity Community Church, San Rafael, Ralph Simmons of Western Christian Book Store, Oakland, and Captain "Buzz" Brewer, Salvation Army, Oakland.

The contest got underway with Pete Dominguez supervising the children while they bobbed for apples.

The first contestant to successfully bite the apple was 9-year-old Melissa Nicholas.

"I had a lot of fun bobbing for the apples," said Melissa ... while she dried her face.

Maurice Baldwin, 5, not only missed biting the apple but lost one of his front baby teeth in the process. "I tried for the apple but it kept moving on me," said Maurice while looking at his missing tooth.

"The staff and visiting room workers have been very supportive," said Stevenson.

When asked why he started the program, he replied. "I remember going to Sunday school and having fun. I know the parents need some time to themselves and the children need the activities so they won't be bored during visits," Stevenson concluded.

Many of the children had a lot of trouble bobbing for the apples but it didn't seem to matter to them because they were having fun. They all ended up with wet faces and shining smiles and those who missed the apples were given one.

"The workers in the visiting room are a great help," said Maurice's mother. "They provide the kids with entertainment and the parents with precious time to themselves," she concluded.

The apples for the contest were provided by the food service department.

## B Section Fight Stopped by Shot

One warning shot was fired to break up a fistfight in B section Tuesday morning, according to Mike Madding, prison information officer.

The 11:15 a.m. incident occurred on the first tier of the Protective Housing Unit. Both inmates stopped fighting when the warning shot was fired, said Madding.

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. I, No. 27

TAMAL, CALIFORNIA 94964

Friday, Aug. 29, 1980



GRAIG STEVENSON instructing the children at the OK Corral on how to cutout and paste.

## Bay Jazz Group Plays For 200 Quentin Cons

A group of bay area jazz musicians gave a performance in the Catholic chapel Saturday for approximately 200 San Quentin jazz enthusiasts.

The 3½ hour show, sponsored and coordinated by the San Quentin activity coordinator's office in conjunction with Dr. David Kittam, a Berkeley pediatrician, kicked off at 11 a.m. when five of the nine-member group featuring Vince Wallace on tenor sax; David Weinstein, guitar; Eric Von Bechan, drums; Marty Allen, piano and John Donnelly on bass, came together to play a melody of tunes.

When these five talented musicians had completed captivating their audience with their mellow sounds, Marty Allen introduced the rest of the group to the crowd.

They were William Fairbanks, bass player, Mark Little on piano, David Roheach, drums and David Slusser, soprano saxophone player.

With all the introductions made and the mood set, the show continued as the group of accomplished jazzmen blended their talents doing their renditions of tunes like John Coltrane's "Equinox" and Miles Davis' "Move," much to the delight of the 200-or-so cons that had gathered to hear them.

As each number concluded

and another began, loud cheers and spontaneous applause came from and appreciative audience.

These men, who had found a pleasant way to wile away a Saturday afternoon in the Bastille by the Bay, were caught up in the upbeat sounds of the jazz that flowed generously from the performers to them.

"I think this group is outstanding," said Leonard Radford, convict-in-attendance. "I'm enjoying the show and hope there will be many more in the future."

And the music continued as members of the group interchanged, taking turns setting-in and lending their talents.

Vince Wallace on tenor sax brought roars of appreciation from the crowd with his solo during the group's rendition of "The Night Has A Thousand Eyes." Wallace, accompanied by San Quentin convicts George Burbage on bass; Bobby Knight, drums; Nate Henderson, alto sax and Reggie Austin on piano, brought the crowd to it's feet on several occasions with his particular style of jazzmanship.

"I used to play with Vince Wallace 12 years ago with a group called the Little John Blues Band in Oakland," said Ron Miller, San Quentin convict and tenor sax player. "I think it's great to bring shows like this into the chapel where the acoustics are good," commented Miller.

San Quentin has always had a abundance of talented musicians as residents. This was proven again Saturday when a number of them took turns setting-in with the group from the streets. They held their own with the professionals and during their performances they were richly rewarded with applause and cheers from their peers.

"The show is real cool," offered Terrance Charles, prisoner-sax player. "I especially enjoyed the musicians from San Quentin. They really displayed a lot of talent."

The music continued to flow from the front of the Catholic chapel as outside musicians and inside musicians blended their talents and energy to thrill those in attendance with

## Five Shots Fired In East Block To Halt Assault

Five shots were fired to stop an alleged assault on an east block, bayside, correctional officer, Monday, according to Mike Madding, prison information officer.

The 9:55 a.m. incident occurred while the officer was making his morning rounds on the fourth tier. There he observed an unauthorized convict in one of the cells.

The officer opened the cell door and asked the occupants to step out of the cell while he searched it. During his search the officer found illegal tools and a tattoo gun, said Madding.

When the officer started to exit the cell with the contraband he was struck in the face by one of the suspects and knocked down and back into the cell. The inmate then jumped on top of the officer while the other inmate slammed the door and held it closed, said Madding.

The gunrail officer observed the action and fired five warning shots while yelling for the inmate who was holding the door to move away from the area.

The officer suffered a cut to the inside of his mouth, a strained neck muscle and bruises during the attack, Madding reports.

Both inmates were taken to north block and charged with assault on an officer. Assault on a prison official carries a term of 3-4.5 years in the state penitentiary, according to the California Penal Code.

## Pay Raise Given To SQ Convicts

There has been a pay increase for inmates with pay numbers, said Mr. Valdez, accounting officer.

The pay increase was effective the beginning of July, which means those inmates with pay numbers will receive a 15% increase for the months of July and August. Thereafter it will be 7.5%.

numbers like "Solar" and "Walkin Shoes," featuring solos by George Burbage, Nate Hendersof, David Slusser, Bobby Knight and Reggie Austin.

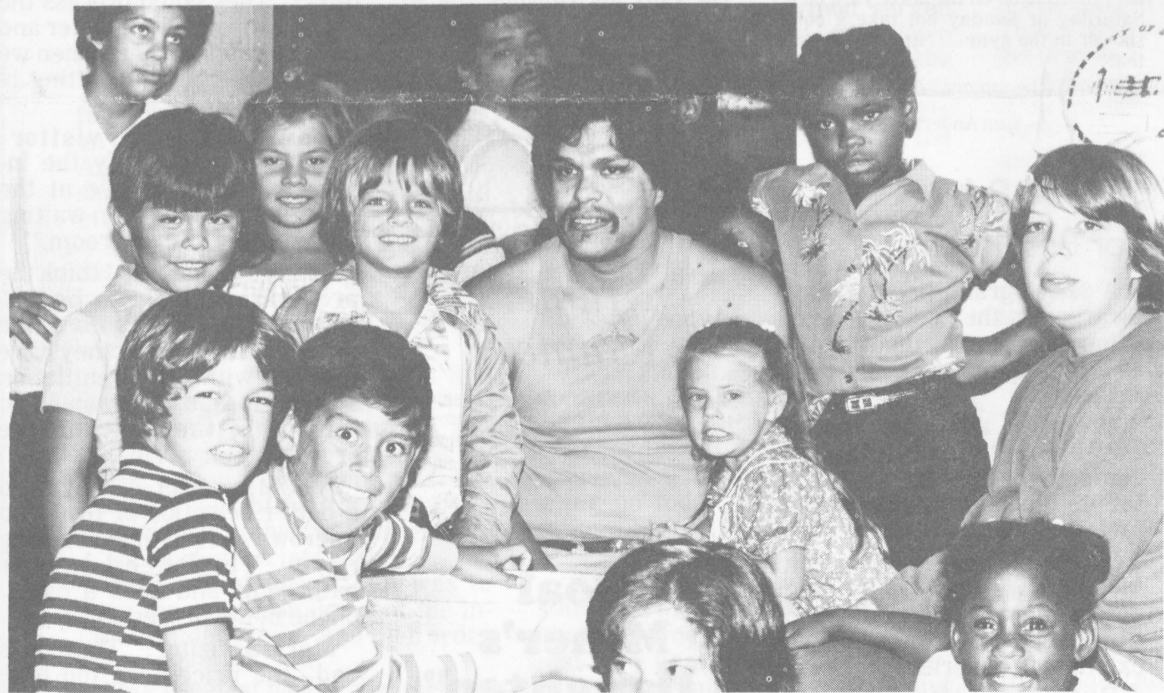
Greeted by roars of applause, the group worked their way through song after song. They were joined by several more convict musicians; Ron Miller on tenor sax and Terrance Charles, tenor-alto sax.

Jamming together, they brought the show to its conclusion as the crowd cheered and showed their appreciation by calling for "more, more!"

"The group performing today is great," said Ed McNair, San Quentin activity coordinator. "It looks and sounds like everybody really appreciates their efforts."

McNair, who replaced Chris Miller when he retired several months ago, says that he and his clerk, BJ, are actively trying to establish more community resources and have a number of different groups

Continued on page 4



PETE DOMINGUEZ surrounded by the children in the OK Corral before the start of the apple bobbing contest.

Joan Isidor  
251 Olorinda Ave.  
San Rafael, CA. 94901

USPS 480-700

5/13/80

6/1/81

Despite Court Order

## Washington Prison Full Again

OLYMPIA (AP) — The inmate population at the Washington State Penitentiary has grown since a federal judge ordered the state to reduce it in June, records show.

"Basically . . . the system is full again," admits John Shaughnessy of the Department of Social and Health Services.

The number of inmates grew from 1,056 last month to 1,092 as of Friday, a week before state officials expect to submit to U.S. District Judge Jack Tanner a plan to trim the prison's population.

During the trial of an inmate class-action suit in May, state officials said overcrowding at the prison was "essentially relieved."

Tanner cited overcrowding as a contributing factor to problems during a lockdown last summer at the Walla Walla facility.

State attorneys told Tanner in June that efforts were being made to reduce the prison's population to 1,000 or less by Dec. 31 and that the state would make "reasonable efforts" to cut the number to 872.

Shaughnessy said most of the population boom at the prison resulted from transfers from the state reformatory in Monroe, the target of another inmate suit filed in U.S. District Court in Seattle.

"Monroe hit a high point, and we began to put some of them back over at the penitentiary," he said.

He said the department still expected to have less than 950 inmates in Walla Walla by next July, when a new 144-bed facility is due to open in Monroe.

Nonetheless, the latest head

## Judge's Unusual Sentence Criticized

MILWAUKEE (AP) — Wisconsin's attorney general is unhappy with a Milwaukee judge's decision to send suburban psychiatrist Alice Dean to India to serve an alternative sentence for Medicaid fraud.

Ms. Dean, convicted of obtaining \$13,285 in fraudulent payments, has been directed to spend three years in southern India treating needy children. The sentence also requires that she repay the \$13,285 within 90 days. The maximum sentence would have been 18 years in prison plus fines of up to \$11,000.

Saying the sentence may be the "first of its kind in the U.S.," Attorney General Bronson La Follette complained of inconsistency, saying that other Medicaid fraud doctors had been jailed.

If Ms. Dean is to do charity work, it should be in Wisconsin where the theft occurred, La Follette contended.

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

Inmates may send the San Quentin News for \$1 per year to persons outside by obtaining and filling out a special San Quentin News order from the education department. Persons outside the institution may subscribe to the San Quentin News for one year by sending their name and address, along with \$2 to the Accounting Office, California State Prison, San Quentin, CA 94964.

G. W. Sumner . . . . . Warden  
Reporters: D. L. Johnson (editor), Thomas Knudson, Steven Mack; Photographer: Jay Capra; Composing Room Leadman: Joseph B. Morse; Proofreader: Dale L. Clark; VIP Phototypesetters: Jaime Sanchez (leadman), Almudata Abdul Ahmed, E. Simien; Camera: Vince Smith; Pressroom Leadman: Charles E. James; Layout Stripping: Eddie Jones; Paste-up: Dale L. Clark.

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count drew sharp criticism from lawyers who represented inmates in the suit in May.

"They (the state) haven't reduced the population at all. It's increasing, and we consider it a violation of the (judge's) order," said Nancy Horgan, an assistant U.S. attorney who participated in the trial as a "friend of the court."

Steve Scott, an Institutional Legal Services lawyer who represented 15 past and present inmates, said, "all they (state officials) are doing is shuffling people back and forth between Walla Walla and Monroe, depending on which court suit is in the spotlight."

## New VA Pension Law Helps Vets

SAN FRANCISCO—A special Veterans Administration effort to remind more than half a million pension recipients that an 18-month-old change in the pension law might be beneficial to them has begun paying off—for the veterans and their survivors.

Officials of the agency say that since July 1 after an explanation of the "improved pension plan" was sent to them, approximately 150,000 pensioners told the VA they wanted to enroll in the new program.

The shift was made possible under a law that went into effect Jan. 1, 1979. It provides higher monthly pension rates, but counts all income received by veterans and their dependents in calculating pension eligibility.

The rates are automatically increased when social security benefits are raised due to cost-of-living changes. There have been two increases since January 1979, the latest being a 14.3% boost June 1, 1980.

Under the old pension programs, certain family income was excluded in calculating pension eligibility, so that under some circumstances, it would not be beneficial for the veteran to change to the new program.

In each case where an election is made, VA officials, before accepting the election, make a careful check of all factors and advise the pensioner when it is found he would lose money by changing.

At the time of the pension law change VA launched an extensive publicity program to alert pension recipients to the features of the new program, and has issued periodic reminders since then.

The latest alert took the form of a detailed explanation of the current pension program which was mailed to all pension recipients with their July 1980 check.

To date, VA officials said, approximately 60% of the 150,000 applications received in the month following the mailing have been processed.

About two-thirds of the applications processed have been converted to the new program with monthly pension increases averaging just over \$80.

## XMAS PHOTOS \$5.75

14 COLOR PHOTOS  
1-8x10 — 1-5x7  
2-3 1/2x5 — 2-2 1/2x3  
8-Wallet Size

Submit Trust Withdrawal Slips to MAC office by Sept. 19. Photos will be taken Oct. 18. Delivery date—Nov. 29.

## —LETTERS—

Dear Editor:

The forks are no longer in the ceiling and the broken windows have been replaced. Other than that there has been no noticeable change in the food or the conditions of the messhall as noted in your San Quentin News article, "Messhall Cleans-up," last February.

This may come as a surprise, but the convicts on the mainline didn't need the SQ News to make them aware of the conditions in the messhall. We go in there three times each day, look through dirty trays, wait for cups and silverware, wade through dirty water and occasionally have to chase off cockroaches and flies to get a table. Half the time we eat with toy plastic spoons and forks that break if you try and stick 'em into a hotdog. Then we end up eating bland, tasteless, unimaginative meals that are warm at best.

I assume your messhall article was written more to bring the problem to the attention of SQ staff than SQ convicts.

In all honesty, conditions did improve slightly for a short time immediately following your article . . . a very short time. Presently they are just as bad as they were prior to your "Messhall Cleans-Up" article.

So in closing, Mr. Editor, unless you eat in a different messhall than I do, this letter really isn't telling you anything you don't already know. Like your "Messhall Cleans-Up" article, it's really meant for someone else!

—Tommy Wooten

Dear Editor:

I was reading your article on Social Security and since my own son is a resident at San Quentin on the row, I believe that any person who is incapacitated mentally and socially should receive social Security.

If they would have some of these rights before they obtained their convictions, some of them might not be there.

When a man can't obtain a job because of his prior background, I think we the people take from them all their manhood and respect. So I, as a working person since the age of 19, would gladly give up my social Security to see that my son, or anyone else, has a little money of their own.

They talk about the millions of people who draw Social Security who have no other income. What about the individuals who receive Social Security who are wealthy? Even Ronald Reagan, who is a millionaire, can receive it. Now, tell us low-income people and people with no income at all — What is right?

I say, give to all prisoners who qualify just this one thread of justice.

I enjoy your paper very much and look forward to reading it when my son sends me one.

I also wish to express my gratitude to the convicts who help watch my grandchildren on visiting days.

Respectfully,

—Claire Ann Holt  
Concerned Parent of  
a Condemned Man

Dear Editor:

The lower yard camera has disappeared again. Why?

I have been informed that there is no sponsor and that no one wants the responsibility for the Polaroid program.

Could it be that we are only allowed one kind of picture—our ID? We can't send these pictures home.

The pictures taken on the lower yard are a kind of special communication with friends and loved ones on the streets. They are important and needed.

Now that the camera is gone there isn't much to do on the lower yard on a Saturday or Sunday but take a cold shower in the gym . . . and who needs that?

Where is the camera?

—Sam Anderson, East Block

## \$1,000 Prize For Best Poem

A \$1,000 grand prize will be awarded in the poetry competition sponsored by the World of Poetry, a quarterly newsletter for poets.

Poems of all styles and on any subject are eligible to compete for the grand prize or for 49 cash or merchandise awards.

Says contest director, Joseph Mellon, "We are encouraging poetic talent of every kind, and expect our contest to produce exciting discoveries."

Rules and official entry forms are available from World of Poetry, 2431 Stockton Blvd., Dept. N, Sacramento, CA 95817.

## Cuban Prisoners Find Irony In Freedom

McNEIL ISLAND, Wash. (AP) — Many of the Cuban refugees held in the McNeil Island federal prison camp find it ironic that they came to America expecting to start new lives in freedom but instead found themselves jailed and unwelcomed.

Some of those held say they completed their sentences in Cuban prisons before coming to America. Carlos Santana Rodriguez is one of those. The 23-year-old spent five years and three months in a Cuban jail for shooting a man. The man did not die and Santana contends it was self-defense. He was released in 1978.

Others claim their only crime was stealing clothing and food needed by themselves or their families.

Another irony is that many of the Cubans at McNeil, and 13 other prisons around the country, are jailed because they told the truth. Immigration and Naturalization Service officials have said they are placing much weight on how refugees answered immigration forms on past criminal activity.

If the Cubans had not revealed their previous crimes they likely would be free now. Luis Manuel Zamora-Estrella, who is appealing a recent immigration service decision to deport him, said he now thinks he should have lied on the form.

"We did not come here to become prisoners," Zamora said. "We came to work. What are they going to do, imprison us for life?"

At present, 336 Cubans are at McNeil Island and about 1,300 more are in other prisons. Almost all—including 29 women held in New York—are seeking asylum.

So far the State Department has recommended against asylum requests from 220 Cubans at McNeil. Applications for 116 others held at McNeil are under review.

The immigration service, which has final say, has decided not to grant asylum to 20 at McNeil.

Zamora is one of those. The 21-year-old Havana native calls the handling of his trial a farce. He was told he was not wanted in America. Although he was ordered deported, Cuba refuses to take him back. He remains in prison.

"It's not right to imprison us like criminals," he said. "I don't think I'm a criminal because I stole out of necessity, to survive. I don't understand."

He said his reasons for requesting asylum are the same as for many of the 116,000 Cubans who came to the United States in the boatlift—dislike for a Communist government and the economic system under Castro.

## — WEEKEND MOVIE —

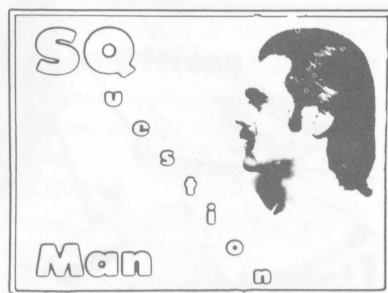
### "Kramer vs. Kramer"

Big winner of this year's Academy Awards! A sensitive story about separation, divorce and child custody battles, and a father's process of getting reacquainted with his son. Stars Dustin Hoffman and Meryl Streep. Rated PG.

## — HOLIDAY MOVIE —

### "Coal Miner's Daughter"

Sissy Spacek stars in this rags-to-riches story of country/western singer Loretta Lynn. Tommy Lee Jones plays the husband who pushed her onto the road to stardom. PG.



What do you feel needs to be done to make your visits in San Quentin more comfortable and enjoyable?

**Ramona Trent, visitor:** "I feel they should enlarge the visiting room and set up a more appropriate system of processing the visitors in San Quentin."

**Liz C, visitor:** "I think they should assign officers to the processing area that are accustomed to the system. It's an inconvenience to come here, but to wait an extended amount of time is outrageous. They should enlarge the visiting room and put a coffeemachine and heater in the waiting area. Also they need an officer to stop people from cutting into the lines out there."

**Toby C, visitor:** "A microwave oven should be placed in the visiting room and they should make more of a variety of food available. They need a sign-up list for when the visitors first get here to curb the line cutting."

**Judy Phoenix, visitor:** "Overcrowding in the prison causes overcrowding in the visiting room. A computer system is needed to process the visitors faster and help to make the officers more efficient."

**Pete Dominguez, visiting room worker:** "The OK Corral should be used for the visits and a space made available outside for the children to run and play."

**Cheri K, visitor:** "The visiting and waiting area needs a proper ventilation system. They need a separate gate for the ranch visitors."

**Eunice S, visitor:** "They need a better system of processing visitors into the prison and they need a list for visitors to sign when they first arrive. We could use a better type of ventilation in the processing area."

**Frances P, visitor:** "They should provide some type of child care away from the visiting area. They need a ventilation system inside the visiting room."

**Shelley Digiovanni, visitor:** "They need to process the visitors into the institution faster. They need some type of child care for the visitor's children."

**Mr. and Mrs. Beron, visitors:** "They could process the visitors through a lot faster and have our nephew here when we arrive. We've been waiting in here for over an hour."

**Edward Hahar, visitor:** "They need to notify the inmate when we arrive at the east gate and have him waiting for us in the visiting room."

**Sandy M, visitor:** "I think the processing needs to be improved. The officers do a fine job considering what they have to work with. The ventilation system is bad. They need to terminate the visits in the order of their arrival."

**Will M, convict:** "They need a better selection of food and microwave oven in the visiting room. They need larger bathrooms and need a public phone in the processing area."

**Marie S, visitor:** "The food is bad—the prices are too high and they need more vending machines in the visiting room. They need facilities for mothers to heat up baby bottles."

## Canada's Prisons On Hunger Strike

VANCOUVER, British Columbia (AP) — Convicts in federal prisons throughout British Columbia refused to eat recently in a show of support for Prison Justice Day across Canada.

Spokesman Jack Stewart of the Canadian Penitentiary Service said almost all prisoners refused food.

At the medium-security Matsqui institution in the Fraser Valley east of Vancouver, only 14 of the prison population of 340 ate breakfast one day last week, he said.

Prisoners scheduled to work in the kitchen also refused to serve food.

The 130 prisoners at the Kent maximum-security prison and 150 at the Mission institution were reported to be unanimously supporting the protest.

Some prisoners at the William Head institution on Vancouver Island refused to eat regular meals, but there was a run on hot dogs at the prison canteen, Stewart said.

Prison Justice Day was first declared by prisoners' rights groups to mark the 1976 deaths of two prisoners in solitary confinement at the maximum-security Millhaven penitentiary in Kingston, Ontario.

Organizers say it has continued to protest the high number prison deaths and the use of solitary confinement.

## Court Considers Plan to Reduce Prison Congestion

By DAVID WHITNEY  
of The Oregonian staff

The state of Oregon told a federal judge that its plan to relieve prison overcrowding is "the best you could ask for," but the attorney for inmates who successfully challenged the overcrowded conditions argued the plan does not guarantee that prison populations will be reduced.

After listening to about three hours of squabbling over statistics and projections, U.S. District Judge James Burns said the state's plan was "serious and carefully considered." He said he would take into consideration all the information presented to him and will decide within the next three weeks what steps the state must take to relieve overcrowding at three Oregon prison complexes.

Burns ruled June 27 that overcrowding at the Oregon State Penitentiary, the Oregon State Correctional Institution and the prison farm annex constituted cruel and unusual punishment, and he ordered that a reasonable plan to relieve crowding be drawn up.

According to figures compiled by Prisoners' Legal Services of Oregon, which represents the plaintiff inmates, the population of the state prisons exceeds design capacity by 782. Legal documents submitted to the court by the law firm said the state prison, designed for 1,107 inmates, held 1,488 on July 18. The Correctional Institution was designed for 476 but was holding 790 and the farm annex was designed for 125 but was holding 212.

The state's plan involves a number of steps, some already

in effect and others which are proposed or will be presented to a special session of the Legislature for enabling legislation.

The intent is to increase turnover in the prisons, thereby freeing an estimated 485 beds.

Legislative action is required for the state's plan to submit to voters in November a \$120 million bond issue for new prison and jail space, and for legislation that would allow the early work-release of prisoners nearing parole.

Lee Johnson, executive assistant to Gov. Vic Atiyeh, said administrative changes not requiring legislative action will reduce bed space needs by 365. When asked by Legal Services attorney Roy Haber if that meant a 365-inmate reduction in population, however, Johnson was hazy.

"It means 365 beds we thought we would need won't be needed," Johnson said. "It doesn't reduce the number of people in the (criminal justice system) pipeline." To do that, Johnson said, it would take greater reliance on probation and reduced prison terms.

Bob Watson, administrator of the state Department of Corrections, said the state's figures are conservative estimates and that only close monitoring of the success of the state's plan will determine how accurate those estimates are.

Haber seeks a court order requiring that 500 inmates be let out of prison by December, that prison cells designed for one inmate but holding more be reduced to single occupancy by March 1981 and that the entire prison population be reduced to design capacity by July 1981.

## Agent Orange Study Ordered

SAN FRANCISCO — A study which showed Agent Orange failed to cause birth defects in mice will be closely scrutinized by the scientific panel advising the Veterans Administration.

At an Aug. 6 meeting of the VA Advisory Committee on the Health-Related Effects of Herbicides, VA chief Max Cleland asked the board to analyze and report back to him on the study which indicated that feeding 200 male mice simulated Agent Orange failed to result in a loss of fertility or in abnormal numbers of offspring with birth defects.

Conducted by the National Toxicology Program of the National Institute of Environmental Health Services, the study involved 3,000 near-term fetuses and 2,000 live offspring. The results are contained in a 57-page report published Aug. 1 by a branch of the Department of Health and Human Services.

Chaired by Dr. Barclay M. Shepard, special assistant to VA Chief Medical Director Dr. Donald L. Custis, the 15-member advisory group includes some of the nation's foremost experts on epidemiology and environmental hazards. This outside group of physicians and scientists was established to advise VA on steps to help resolve the question about possible links between herbicide spraying in Vietnam and the current and future health of veterans who served there between 1962 and 1971.

At the meeting — the board's fifth since it was formed in June 1979 — Dr. Shepard detailed the status of some VA projects.

Dr. Shepard said the VA has developed a Chloracne Task Force to help educate VA physicians on an accurate diagnosis of the skin condition

attributed to exposure to dioxin, the trace contaminant in Agent Orange.

- Will award a contract to conduct a world-wide analysis of the medical literature on herbicides;

- Has assembled a group of VA biostatisticians, biometric specialists and computer experts to analyze VA's Agent Orange Registry which contains data on 26,655 veterans who have been given physical examinations and have had medical histories taken because of concern with Agent Orange exposure; and,

- Is reviewing proposals for awarding a design contract for a full scale epidemiological study.

## Few Turn in Guns

ALBANY, N.Y. (AP) — Fewer than 300 of the estimated 3 million illegal handguns in New York were turned in during a moratorium that expired recently when a tougher gun-control law went into effect.

The law requires a one-year prison sentence for previously convicted criminals found guilty of carrying a loaded gun on the street.

During the 60 days since the gun law was signed by Gov. Hugh Carey, owners of illegal guns were invited to turn in their unlicensed weapons without threat of prosecution.

However, the latest police figures show only 228 guns have been turned in. In New York City alone, police have estimated there are as many as 3 million illegal handguns.

The state's old gun-control law allowed penalties of up to 15 years for possession of illegal guns. Judges, however, ended up putting relatively few people in jail for gun offenses.

— WANTED —  
Experienced  
**STAFF BARBER**  
Med B or less  
8 a.m. to 3 p.m.  
**\$30.50 Pay Number**  
Contact Sgt. Foss  
Ext. 425

# Ex-warden Duffy Suffers Stroke

Independent Journal

Telegrams and get-well cards filled his hospital room in the East Bay.

A couple of old cons visited him.

Clinton Duffy smiled. He hadn't seen them since the 1940s, when he was warden at San Quentin Prison and revolutionized its penal system.

They heard he'd suffered a stroke, so they dropped over to talk the afternoon away with their former warden.

"They said I helped them," he said later.

Clinton Duffy, now a resident of Walnut Creek, helped thousands of convicts during his 11 years as boss of what was then the country's largest prison.

He took over a complex and difficult job, turning his back squarely on the prison tortures of the Middle Ages, working to mend instead of shatter the flawed human material in his hands.

The "treat 'em rough" policy of the previous regime had exploded into public scandal in 1940. The warden and the entire prison board were fired.

Duffy, who had grown up at San Quentin as the son of a guard, was put in charge over acutely antagonistic personnel.

The prison population, after enduring years of brutality, looked suspiciously at the new warden.

The fears grew into cheers.

Duffy's first official act was to open the solid iron doors of the infamous "dungeons" and then order them ripped off.

"My greatest accomplishment at San Quentin was abolishing corporal punishment, including the beating of prisoners with a lash and

rubber hose," he said in his gravelly voice.

He put in training and treatment programs — including Alcoholics Anonymous. He brought in a dental expert to teach the inmates how to make false teeth — and now some of them are running their own dental laboratories in California and Oregon.

He listened to the prisoners and tried to handle their complaints.

He introduced the highly revolutionary concept that inmates are people — men first, convicts secondarily.

"I made sure that the hot food was served hot, the cold food served cold. Somebody would walk down the rows of prisoners and scoop the food from buckets onto tin plates. I changed that. I put in a cafeteria and installed steam pipes under the trays of food."

He led 88 men and two women to the gas chamber and dreaded every moment of it.

"I'm against capital punishment because it does no good. I don't think anybody should be killed," he said.

Riots, stabbings, killings are now common in prisons throughout the country.

According to Duffy: "We had problems but nothing like what's going on today. I agree there's a different breed of cat now. The kids are a bit more dangerous."

"During my wardenship, eight stabbings took place in 12 years, including three killings. In just the last two years, San Quentin reported 85 assaults with weapons and seven fatal stabbings or beatings. And I handled 5,650 prisoners. Now they house 2,962. I had 640 employ-

ees. They have 850 now."

Racial flare-ups began erupting at San Quentin just before Duffy became warden.

"Segregation was common. The blacks ate in one separate section. I tried to change that, it brought on a strike by the white inmates — the only lockout I had," he said.

"Well, we left it so that the prisoners could eat and live with members of their own race if they wished. There were no problems."

Duffy also broke the line for hiring at San Quentin.

"One day I interviewed a young black. I told him to report to work the next night on the midnight shift. That's where new people started to get oriented."

"When my lieutenant heard about it, he rushed over to see me. Well, the lieutenant came in, sat down and said, 'I understand you hired a nigger to work on my shift.'"

"I said, 'Lieutenant, I hired a MAN to work on your shift.'"

"He snapped, 'There's not enough room for the two of us.' I reached for the telephone. He said, 'What are you doing?' I said, 'I'm calling the captain. You just resigned.'"

The young black man worked at San Quentin until his retirement.

"I also hired an Oriental — Jerry Enomoto—who went on to become director of Corrections. And now he's been replaced by a black woman — Ruth Rushen, the first woman and first member of her race to hold the job as state prisons chief," he said.

Duffy started collecting checks from San Quentin in 1929, working as secretary to the warden, a job that entailed attending 50 hangings. "It was depressing but it never



CLINTON DUFFY

stopped me from sleeping. I can sleep in a boiler factory. When I go to bed at night, even in this hospital, I take my problems and put them on the night stand," he said.

He always made it a point to visit those who lived their final days in condemned row.

Many, he felt, were there because they lacked love, understanding and direction in their early life.

Duffy reached for his cane. "See this," he said. "The tip is filled with steel. The San Quentin guards used to slam it on the ground to draw attention. They also would whack the prisoners over the head with it. I eliminated those clubs."

The ex-warden's kindly face broke out in a smile.

"One day I'm walking across the yard where 5,000 prisoners were lined up for dinner," he said. "All of a sudden I hear this loud roar."

They cheered and clapped for Clinton Duffy.

**AA Chapter to Meet  
In North Dining Hall**

San Quentin's Alcoholic Anonymous chapter (AA) has received approval to hold its Monday night meetings in the north dining hall, according to Mike Shannon, AA member.

**Skyline Gymnasium  
Football Schedule**

Oct. 18	Mare Island
Oct. 25	Coast Guard
Nov. 1	Concord
Nov. 8	Alameda
Nov. 15	Moffet Field
Nov. 22	Treasure Island

**POPULATION COUNT**  
**2,927**

**CANTEEN PRICE LIST**  
**August 29, 1980**

FOODSTUFFS		BEVERAGES CONT.		SUNDRIES CONT.		HAIR ACC. & CONDITIONERS	
A-1 Sauce	.90	Ovaltine	\$1.55	Padlock, Combination	\$2.90	Alberto VO-5	\$1.70
Beef Sticks	.30	Soda Pop, Canned	.30	Paper, Blue Bond 16 lb.	3.80	Balsam Cond.	1.10
Candy, Bags	.55	Tea Bags, 100	2.75	Paper, Bond 16 lb.	4.70	Breck Cream Rinse	.90
Candy Bars & Lifesavers	.20	Tea, Instant	.80	Paper, Bond 20 lb.	5.45	Chenti Panthenol Rinse	1.65
Candy Bars, lg.	.85	V-8 Vegetable Juice	.35	Paper, Legal 26-line	10 for .13	Combs, Natural	.60
Cheese, Sliced	1.10			Paper, Legal 32-line	10 for .16	Combs, Regular	.45
Cheese, Loaf, 2 lb.	3.55			Papermate Refill	.75	Comb, Natural Pick	1.00
Cheetos	.75			Pen, Lindy, Ballpoint	.25	Combout	1.25
Chile Con Carne	.60			Pen, Papermate, Ballpoint	.75	Dixie Peach, lg.	1.15
Chile Peppers	.90			Pencil, Lead	.10	Hair Brush	1.40
Chile Sauce	.65			Pencil, Mech	.75	Hair Food	1.65
Chunky Beef Soup	.55			Plastic Containers, 4/set	2.20	Hair Glo	.95
Cookies	1.10			Pocketbook & Magazines	.25, 2.00	Hair Oil Hqz	.65
Crackers, Graham	.90			Postcards, SQ (5-pict)	.90	Magnetic Hair Rolls, med. & lg.	.90
Crackers, Ritz	1.10			Postcards, Standard	.10	Mustache Wax	1.05
Crackers, Saltine	.80			Room Freshener	.70	Protein 29	1.05
Cupcakes & Fried Pies	.35			Scripto Lead	.45	Roller Pins	.35
Dill Pickles	1.00			Shoe Polish, Blk. & Brn.	.40	Vitalis, Super Hold	2.30
Donuts, Assorted	1.05			Shower Slippers, sm., lg., x-lg.	.70		
Dry Cereal	.15			Spoons, Plastic	.2 for .05		
Fritos	.65			Stamps	.15		
Funyuns	.65			Sun Glasses	2.40		
Honey Butter	.90			Sun Glasses, Clip-on	2.50		
Hot Sauce, Louisiana	.35			Shampoo, Chenti Panthenol	1.65		
Ice Cream Novelties	.20			Shampoo, Head-n-Shoulders	.70		
Ice Cream, pint	.60			Shampoo, Prell	.75		
Jalapenos Peppers	.50			Shampoo, Pro-Line	.90		
Jam	1.10			Shampoo, Sebutone Tar	2.35		
Marshmallows	.45			Shampoo, Subulex, Med.	1.90		
Mayonnaise, Miracle Whip	.50			Shampoo, Sulphur 8	1.80		
Menudo Stew 7 1/2 oz. can	.40			Shampoo, Woodbury, 16 oz.	.75		
Mustard	.35			Soap, Cocoa Butter	.80		
Nuts	.55			Soap, Dial	.50		
Onion Rings	.65			Soap, Irish Spring	.40		
Peanuts, Spanish, Salted	.45			Soap, Palmolive	.35		
Peanut Butter	1.30			Soap, Sestid	1.45		
Peacan Pies	.40						
Pico Pica Sauce	.45						
Popcorn	.60						
Potato Chips, Bar-B-Que & Plain	.65						
Pretzels	.65						
Rolls, Assorted	1.30						
Salami	1.05						
Sardines	.65						
Sugar Cubes, 1 lb.	.65						
Top Ramen Soup	.35						
Tortillas, Floured	.90						
Tuna Fish	1.00						

BEVERAGES		SUNDRIES	
Breakfast Drink	1.25	Aerogrammes	.22
Chocolate, 2 lb. bag	2.60	Alarm Clock	7.30
Cocoa Mix, 1 3/4 lb. bag	2.35	Album, Photo	2.40
Coffee, Hills Brothers, 2 oz.	1.05	Album, Refills	.55
Coffee, MJB, 10 oz.	4.05	Art Corners	.35
Coffee, Tasters's Choice	5.05	Bags, Zipper, Canvas	6.00
Dairy Creamer, Maxwell	.85	Batteries, AA (4)	.40
Egg Nog, qt.	.90	Batteries, C-size, D-size	.40
Kool-Aid, 2 qts.	.60	Batteries, 9-volt	.60
Lemonade, qt.	.35	Binder, 3-ring	2.60
Mixed Drinks, Wylers	.20	Binder, 3-ring, 8 1/2 x 11	3.70
Milk, Chocolate, qt.	.65	Binder paper, 3-hole	.80
Milk, Fresh, qt.	.65	Binder Paper, 3-ring	1.35
Milk, Powdered	1.15	Can Openers	.40
		Cards, Greetings	.25, .35 & .50
		Decanter, Plastic	1.80
		Divorce, Summary	5.00
		Envelopes, Blank	.02
		Envelopes, color 24	.45
		Envelopes, Expanding	1.20
		Envelopes, Plain, Manila	.10
		Fingernail Clippers	.40
		Ink, Refills, Shaeffer	.15
		Handkerchiefs	.70
		Legal Pad, Yellow	.65

The main canteen will accept whole \$1 ducats during the first week in months that have two dead weeks.

—W. Riebling, Canteen Manager II

**Region III Parole Offices**

California contains four parole regions. Southern California is represented by Region III. Listed below are the district parole offices you can write for information.

**Los Angeles District**

Charles Collins, district administrator, 2120 W. 8th Street, 2nd Floor, Los Angeles, CA 90057, Ph. 213-736-2841.

Robert Pomeranke, unit supervisor, Los Angeles Unit #1, 2120 W. 8th Street, 2nd Floor, Los Angeles, CA 90057, Ph. 213-736-2841.

Robert Johnson, unit supervisor, Los Angeles Unit #2, 2120 W. 8th Street, 2nd Floor, Los Angeles, CA 90057, Ph. 213-736-2841.

Salvador Baca, unit supervisor, Southwest Los Angeles Unit, 8501 1/2 Sough Vermont Ave, Los Angeles, CA 90044, Ph. 213-753-2641.

Kenneth Ellwood, unit supervisor, Inglewood Unit, 718 E. Manchester Blvd, Inglewood, CA 90301, Ph. 213-674-5866.

**West Los Angeles District**

Howard Steinberg, district administrator, 1835 S. LaCienega Blvd, Suite 40, Los Angeles, CA 90035, Ph. 213-837-6141.

James Harrison, unit supervisor, West Los Angeles Unit, #1, 1835 S. LaCienega Blvd, Suite 40, Los Angeles, CA 90035, Ph. 213-837-6141.

Ethan Papineau, unit supervisor, West Los Angeles Unit #3, 1835 S. laCienega Blvd, Suite 40, Los Angeles, CA 90035, Ph. 213-837-6141.

**Alhambra District**

George Contreras, district administrator, 600 W. Main Street, Suite 200, Alhambra, CA 91801, Ph. 213-620-5830.

Alexander Rubio, unit supervisor, Alhambra Felon Unit, 600 W. Main Street, Suite 200, Alhambra, CA 91801, Ph. 213-620-5830.

Allan Wiggenhorn, unit supervisor, Alhambra Non-Felon Unit, 600 W. Main Street, Suite 200, Alhambra, CA 91801, Ph. 213-620-5830.

Jean Anderson, unit supervisor, Eagle Rock Unit, 969 W. Colorado Blvd, Los Angeles, CA 90041, Ph. 213-254-9251.

David Cephas, unit supervisor, Huntington Park Unit, 7820 Pacific Blvd, Huntington Park, CA 90255, Ph. 213-620-4950.

**Ventura District**

William Spencer, district administrator, 5700 Ralston Street, Suite 206, Ventura, CA 93003, Ph. 805-654-4666.

Edward Shacklett, unit supervisor, Ventura Unit, 5700 Ralston Street, Suite 206, Ventura, CA 93003, Ph. 805-654-4666.

Ruby Kubes, unit supervisor, Santa Barbara Unit, 122 W. Figueroa Street, Santa Barbara, CA 93104, Ph. 805-962-0066.

Ruby Kubes, unit supervisor, San Luis Obispo Unit, 1407 Garden Street, San Luis Obispo, CA 93401, Ph. 805-549-3251.

Benjamin Auerbach, unit supervisor, San Fernando Valley Unit, 6931 Van Nuys Blvd, Suite 309, Van Nuys, CA 91405, Ph. 213-988-7700.



GARDEN BEAUTIFUL, now known as the Portal Plaza, as it was in 1954.

**49-Year-Old Con  
Dies in Hospital**

An unnamed 49-year-old San Quentin convict died today in the prison hospital according to Ms. Melanie Nyberg, acting prison spokesperson.

The ranch prisoner, who was to have been paroled next month, checked into the hospital yesterday with respiratory problems.

He was administered cardiopulmonary resuscitation by two nurses and a doctor was notified at 4 a.m. today. The doctor called for an ambulance at 4:50 a.m. He called again at 4:52 a.m. to cancel it because the patient had expired, reports Ms. Nyberg.

Cause of death has not yet been established and an autopsy is pending, said Ms. Nyberg.

**Bay Jazz Group**

**Continued from page 1**

who are willing to volunteer their time to come to San Quentin and perform.

At one point the show was going to be cancelled, according to Doug "Wolf" Savoy. It was through the efforts of people like Alice Arshack, Doug's wife, Ann Carmeron, D. W. Smith's secretary; Valora Johnson, classification and parole representative for San Quentin and Ed McNair that the show went on and was the success it was.

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. L, No. 28

TAMAL, CALIFORNIA 94964

Friday, Sept. 5, 1980

## 22-18 Vote

### Senate Confirms Rushen

The California State Senate confirmed Ruth Rushen as director of the California Department of Corrections Friday, according to unofficial sources.

Rushen, who was okayed by the Senate by a narrow 22-18 vote, was formerly vice chairperson for the old Adult Authority (AA), renamed to Community Release Board (CRB) and now called the Board of Prison Terms (BPT).

She is the first black and the first woman to head California's prison system. Before her appointment to the Adult Authority in 1975, Rushen worked for the Los Angeles County probation department for a number of years.

As California's new director of corrections, Rushen has spoken out against the heavy use of lockdowns to maintain prison control; urged expansion of community prerelease centers and forestry camps and fought for real wages for convicts.

Governor Brown appointed Ms. Rushen to the \$60,000-a-year post last April. She replaced Jerry Enomoto who headed the department for five years.

### 75 Demonstrate To Commemorate George Jackson

Approximately 75 demonstrators marched in front of San Quentin's east gate Saturday to commemorate the death of George Jackson, nine years ago.

Jackson was one of six people who died during the Aug. 21, 1971, takeover of the Adjustment Center and the unsuccessful escape that followed.

Also killed in what was to be known as Black Saturday were three correctional officers and two Adjustment Center prisoners.

The demonstrators, who felt that Black Saturday should not be forgotten, stated that George Jackson died fighting for prison reform and human rights.

"That's why we're demonstrating," said one marcher, "we don't want these issues to die."

**POPULATION  
COUNT  
2,923  
Sept. 5**



RUTH RUSHEN  
Confirmed by Senate

### West Block Electrician Works During Off-Hours

Bobby Sullivan, west block electrician, has been working on his own time to rewire the west block's antiquated electrical system.

Sullivan, who is finishing a job initiated by some Title II electricians hired on a federal grant over a year ago, has been at it for over a month. He has completed work on four tiers and expects to be finished running the conduits he's installing to the new panels in a month or so.

"When the conduits are hooked up," said Sullivan, "I'll go to work hooking up each cell to individual breakers." He estimates that he'll be finished with the whole operation within 90 days . . . if everybody cooperates.

The endeavor is being done with the cooperation of the maintenance department who is supplying the needed materials.

Sullivan explains that during a recent inspection by state inspectors, the hot lines were found to be fire hazards and were ordered removed.

"I'm trying to finish the job as quickly as possible," said Sullivan. "When I'm through there won't be any need for hotlines. Each cell will have its own 15-amp breaker . . . like in the south block."

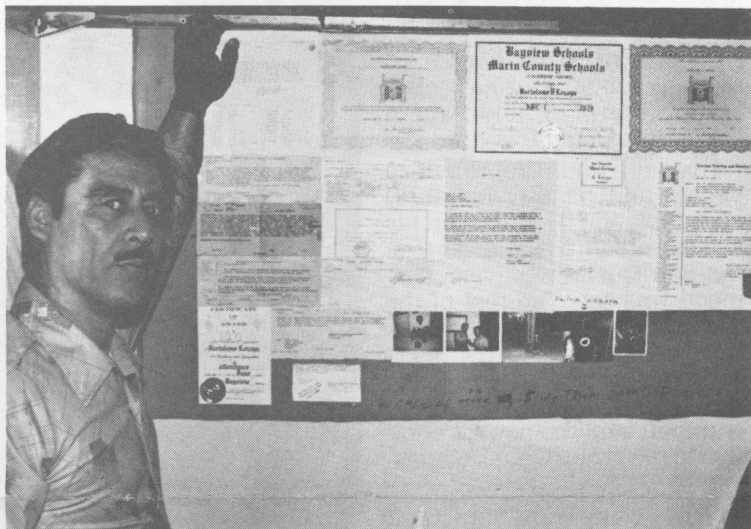
### Seven are Wounded On C Section Yard

Ten shots were fired on the C Section yard Sunday to stop an altercation between seven prisoners, reports Mike Madding, prison spokesman.

C Section prisoners were exercising at 12:35 p.m. when two inmates attacked another inmate. Before long seven people were involved and four warning shots were fired to quell the disturbance.

The warning shots went unheeded, said Madding. Six rounds of birdshot were then skipfired into the melee hitting all the combatants.

Seven prisoners were treated at the prison hospital for birdshot wounds. All were released back to their cells, said Madding, and the incident is considered nonracial and not gang related.



LOZOYA stands by cell wall covered with certificates of his achievements while in SQ.

### C Section Fight Halted by Shots

Four prisoners were hit with birdshot on the C Section yard Tuesday when gunmen fired seven shots to break up a fight between two inmates, according to Mike Madding, prison information officer.

The 10:10 a.m. incident happened during the C Section exercise period. Two inmates began fighting and three warning shots were fired. When they went unheeded, four more shots were skipfired into the area.

Both combatants and two bystanders were wounded slightly, said Madding. They were all treated at the prison hospital and released back to C Section.

The incident is considered a personal dispute and not related to Sunday's incident, according to Madding.

## Star Helps Convict Overcome Barriers

Bartolme Lozoya is a 46-year-old Mexican-American first-terminer from Texas. What makes Lozoya a subject for the News is what he's accomplished during his 3½ years here.

Bart, as he is called by his friends, came to San Quentin in 1977 with an eight year sentence. At that time he couldn't read or write and his English was anything but fluent.

Lozoya was housed in San Quentin's east block for the first year he was here. He walked the yard with his homeboys from Texas until it occurred to him that there are two ways to do time.

"You must use the time," said Bart, "or it will use you."

Lozoya, who has completed 6 years of schooling in the last two years, reflects back on that first year.

"I came to San Quentin in 1977 with eight years and a hollow head. I had no education at all."

Bart says that he tried several self-help groups offered at San Quentin, but they didn't have what he was looking for.

Then two years ago he attended an orientation session given by Success Training and Re-entry Inc. (Star) a San

Quentin based project whose goal is to help people realize their own worth and potential. It was at that meeting that Lozoya knew he had found what he'd been searching for.

He began attending Star's regular meetings and participating in the program. He began to see that not only was he a prisoner inside San Quentin but a prisoner of his own mind.

"Where Bart's concerned, we taught him how to believe in himself," said Carl McQuillion, Star president. "We taught

Continued on page 4

## Cause of Death Still Unknown

By Dana Mejia

San Quentin convict John Wakefield, 46, died of unknown causes Aug. 29 in the prison hospital.

Inmate Wakefield was admitted to the hospital the previous day when he went there complaining of weakness.

Wakefield was examined by staff Doctor Kim Thornburn. At that time it was determined that he was suffering from a case of severe dehydration. Wakefield was then admitted to the hospital and administered fluids intravenously, according to Dr. Thornburn.

Wakefield had been to the prison hospital a week earlier, expressing a fear that he might have diabetes. According to Thornburn, Wakefield indicated that he was urinating frequently and had a vision problem.

The Doctor told the News that she examined Wakefield at that time and he looked "fine." However, tests were made and it was determined that he did not have diabetes and he was allowed to return to the Ranch.

On the day prior to Wakefield's death, Dr. Thornburn examined him once again and it was her opinion that his condition was not severe enough to require he be transferred to Marin General Hospital.

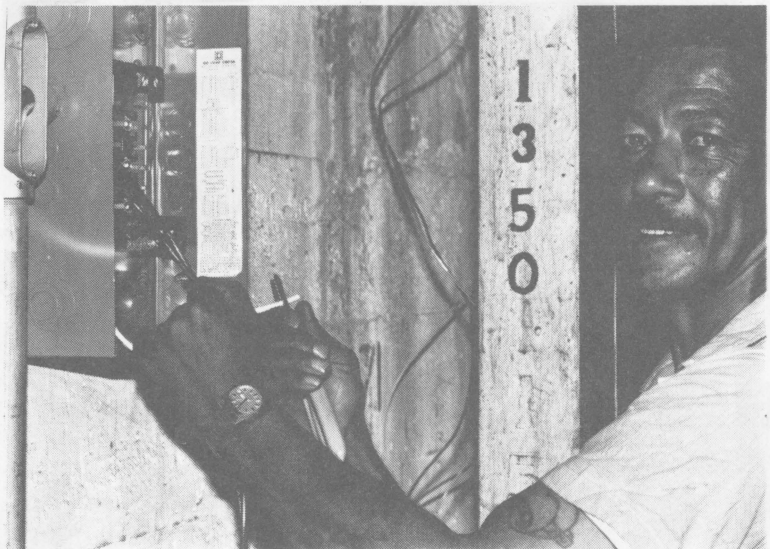
In addition to the severe dehydration, Wakefield was also said to have a severe mineral imbalance which, according to Thornburn, could have lead to other problems.

Wakefield's death was "very sudden," reported Thornburn. At approximately 4 a.m. he started to vomit, nurses on that shift then administered cardiopulmonary resuscitation and contacted the medical officer of the day.

Since there is no doctor on duty in the hospital during the hours of 4:30 p.m. to 8 a.m., a doctor is placed on call and should be able to get to the prison within 30 minutes.

Doctor Pruett, medical officer of the day, was called at his home, but by the time he arrived at the hospital Wakefield was dead.

Wakefield's autopsy is being conducted by the Marin County Coroner's office. At this time the results have not been returned to the prison, according to Mike Madding, prison information officer.



BOBBY SULLIVAN hooks up wiring coming from conduits to newly-installed panels.

## Wall Comes Tumbling Down

A 40-pound patch in the 50-year-old wall above the eastblock, yardside gunrail collapsed just before the final lock-up, Tuesday night, according to eastblock sources.

One convict said that it sounded like the whole block was falling down by the sound of the falling debris.

An area about 3 feet in length had collapsed and the outside of the building could be seen through the remaining structure.

The damaged wall is being studied by the chief engineer of San Quentin. It is not known at this time what caused it or how serious the structural damage is.

Joan Meester  
251 Glorinda Ave.  
San Rafael, CA.

94901

USPS 480-700

# 500 Convicts Celebrate With Music and Ladies

By Steven Mark

With approximately 500 convicts present, San Quentin celebrated a Labor Day extravaganza many will never forget. Another summer was over and the day turned out to be a sunny one.

Outside guests began to pour in on the lower yard, as the crowd got bigger waiting with anticipation for the show to start.

They didn't have to wait long, around 10 a.m. the stage was set with the sound systems in order the show was ready to start.

Mary Zea of Mill Valley, sound mixer-coordinator later commented, "I had a nice time . . . I felt like a celebrity."

Emceeing the four-hour show was BJ, inmate activities coordinator, who introduced the award winning ensemble "Brothers of Soul" consisting of singers Greg "Money" McDowell, Raymond "Moe-Baby" Moultry, Kenny "Flukey" Scarbrough and Samuel "Cincinnati" Drake. The band consisted of Luke Oliver, bass; Gilbert Zabala, lead guitar; Larry Miller, rhythm guitar and Bobby Knight on drums, who with a few taps on the high haps swung into "And the Beat Goes On," that shook the crowd.

With the group stepping with a lot of showmanship, the crowd applauded profusely. The group then went into their rendition of "Welcome Back Home," that really livened the crowd. Followed by two more songs. All that could be heard was more, more!

Next to take the stage was Chuck Vincent and Shuffle. Chuck Vincent has toured and



KRISSY GREIG shows a lot of heart.

recorded with such diverse artists as Doug Kershaw, Big Mama Thornton, and Sam & Dave, just to name a few.

His individual approach to vocals and bass is instantly recognizable. Dedicating his newest album Here & Now to the San Quentin convicts, the mood was set. The rest of the group consisted of James Levi, bass; Pee Wee Ellis, saxophone; John Turk, keyboards; Mark Isham, trumpet; and the newest addition to the group Greg Douglas, guitar.

The group went into their rendition of "States Blues" with the crowd screaming for the show girls . . . and they didn't have to wait long.

Karen Everson and Kathy Dwyer are exotic dancers on Broadway in San Francisco. Kathy later commented, "I think it was nice to come to San Quentin. Thank you for inviting me," Karen commented, "I enjoyed being here and the men were fabulous."

With the show girls dancing and Chuck Vincent getting down, all that could be heard

were cheers and applause.

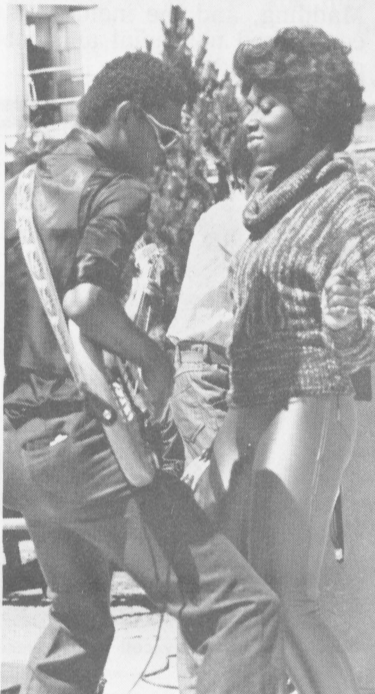
Chuck Vincent then went into several renditions from his new album that the crowd truly enjoyed.

Kevin Berton & Masterpiece of Richmond, took the stage, keeping the spirits of everyone in high motion.

This group consists of Danny Harris, "Baby" Harris, "Bubba" Godfrey, Darrell Wright; with Norman Walker, bass; Kevin Berton, keyboards and Michael Kenny, guitar.

The group sang tunes like "Turn Off the Lights," "Shining Star" and "Can't Get Over You," with clapping and applause following their performance.

Sammy Day, from London, was next to take the stage. Day



PERFORMERS KO-KO BANKS and TONY TAYLOR dance to the music.

formed the group calling themselves "Prison Life."

The group has been together for a year and wanted to film while they played, so with the help of Sam Lopez, a freelance film director of ATV London, they did it here.

Singing a lot of punk-rock and filming the show, Sammy



KATHY DWYER displays her legs.

Day commented, "Everything went on just smashing."

The show went on as William Bostock & Transaction of Oakland, mellowed the crowd with "Take Your Time," "Warm Summer Night" and several others.

The group consisting of William Bostock, lead vocal; Ko-Ko Banks, vocal; Alma Dennis, vocal; Tony Taylor, bass; Dwain Cartwright, drums and Lonnie Holmes, guitar.

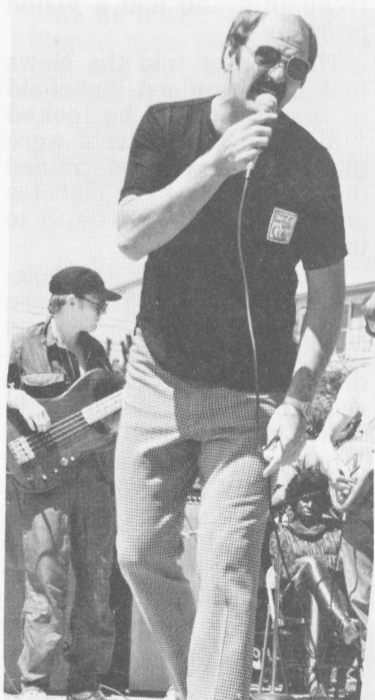
Alma Dennis wanted it known that she says "Hello to everybody" and "I love ya." Ko-Ko Banks said, "I had a very nice time and the fellas were right on time. I really enjoyed myself and we will come back for Soul Day."

Winding the show to an end was City People doing a takeoff on the Village People.

The City People have won some dance contests and are presently trying to get better



MARY ZEA poses with convict Charles "Digger" Green.



SAMMY DAY group performs.

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

Inmates may send the San Quentin News for \$1 per year to persons outside by obtaining and filling out a special San Quentin News order from the education department. Persons outside the institution may subscribe to the San Quentin News for one year by sending their name and address, along with \$2 to the Accounting Office, California State Prison, San Quentin, CA 94964.

G. W. Sumner . . . . . Warden  
Reporters: D. L. Johnson (editor), Thomas Knudson, Steven Mack; Photographer: Jay Capra; Composing Room Leadman: Joseph B. Morse; Proofreader: Dale L. Clark; VIP Phototypesetters: Jaime Sanchez (leadman), Almoustafa Abdul Ahmed, E. Simien; Camera: Vince Smith; Pressroom Leadman: Charles E. James; Layout Stripping: Eddie Jones; Paste-up: Dale L. Clark.

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WILLIAM BOSTOCK & TRANSACTIONS perform for mainline population on San Quentin's lower yard.

### Federal Judge Rules On Bad Discharges

WASHINGTON (AP) — A federal judge has ordered the Defense Department to give honorable discharges to members of the inactive reserve who were dishonorably discharged for getting in trouble with civilian authorities.

The Defense Department was unable to say how many are affected by the ruling Monday by U.S. District Judge Barrington D. Parker. But a lawyer for the four men who brought the suit said they number in the thousands.

Ken Raisler, an assistant U.S. attorney representing the Pentagon, said it is too early to say whether an appeal will be filed.

“An undesirable discharge can only be based on conduct found to have affected directly the performance of military duties,” Parker ruled. “Where the proper grounds do not exist for the issuance of a less than honorable discharge, an honorable discharge should be issued.”

The judge’s ruling applies to all inactive reservists who received undesirable discharges for civilian transgressions.

Parker said the Pentagon must recharacterize such discharges as honorable or review them case by case

### Labor Day Show

Continued from page 2

costumes. The group consists of Krissy Greig, hooker; Dennis Neal, wino; Tony Powers, cop; Mike Souza, low-rider; Deanna Zachary, punk-rock and Dante Thomas, pimp. The City People did some dance routines to the song “Y.M.C.A.”

During the closing of their performance, one over-enthusiastic convict embraced one of the ladies, but was quickly escorted from the area.



“BABY” HARRIS of Masterpiece sings to crowd.



BROTHERS OF SOUL band performs for convicts.

### Region IV Parole Offices

California contains four parole regions. Lower southern California is represented by Region IV. Listed below are the district parole offices you can write for information.

#### Region IV Regional Headquarters

Howard D. Miller, parole administrator, 28 Civic Center Plaza, Rm. 538, Santa Ana, CA 92701, Ph. 714-558-4131.

#### Riverside District

- John J. Steinbrunn, district administrator, 3746 Elizabeth Street, Riverside, CA 92506, Ph. 714-781-4180.
- Floyd Chamlee, unit supervisor, Riverside Unit, 3746 Elizabeth Street, Riverside, CA 92506, Ph. 714-781-4180.
- Alex Lujan, unit supervisor, San Bernardino Unit, 357 W. 2nd Street, Suite 2, San Bernardino, CA 92401, Ph. 714-383-4691
- William O’ Connor, unit supervisor, Ontario Unit #1, 1236 W. Brook Street, Ontario, CA 91701, Ph. 714-983-0441.
- Delbert C. McCuen, unit supervisor, Ontario Unit #2, 1236 W. Brook Street, Ontario, CA 91761, Ph. 714-983-0441.
- Stanley D. Kriner, parole agent I, Indio Sub-office, 82-945 Miles Ave, #104, Indio, CA 92201, Ph. 714-342-1556.
- Paul G. Sampson, parole agent II, El Centro Sub-office, 1681 Main Street, Suite 216, El Centro, CA 92203, Ph. 714-352-7524.

#### San Diego District

- Conrad E. Buck, district administrator, 7364 El Cajon Blvd, Suite 116, San Diego, CA 92115, Ph. 714-286-5916.
- Armando I. Arroyo, unit supervisor, San Diego #1 National, 3120 National Ave, San Diego, CA 92113, Ph. 714-233-0154.
- Byron M. Alnold, unit supervisor, San Diego #2 El Cajon, 7364 El Cajon Blvd, Suite 103, San Diego, CA 92115, Ph. 714-286-5912.
- John M. Dowling, unit supervisor, San Diego/Old Town Unit, 2725 Congress Street, Suite 2J, San Diego, CA 92110, Ph. 714-236-7251.

#### Montebello District

- Craig Wright, district administrator, 2126 W. Beverly Blvd, Montebello, CA 90640, Ph. 213-620-5330.
- Clarence H. Burgess, unit supervisor, Montebello Non-Felon Unit, 2126 W. Beverly Blvd, Montebello, CA 90640, Ph. 213-620-5330.
- Richard Jensen, unit supervisor, San Gabriel Valley Unit, 1600 W. Cameron Ave, West Covina, CA 91790, Ph. 213-962-1055.
- Donald E. Risner, unit supervisor, Southeast Los Angeles Unit #1, 12739 Lakewood Blvd, Downey, CA 90242, Ph. 213-862-1604.
- Gene Griepentrog, unit supervisor, Southeast Los Angeles Unit #2, 12739 Lakewood Blvd, Downey, CA 90242, Ph. 213-862-1604.

#### Santa Ana District

- Howard R. Loy, district administrator, 1427 S. Sycamore Street, Santa Ana, CA 92707, Ph. 714-835-3550.
- Edward Zwaska, unit supervisor, Santa Ana #1, 1427 S. Sycamore Street, Santa Ana, CA 92707, Ph. 714-835-3550.
- Louis P. Carney, unit supervisor, Santa Ana #2, 1427 S. Sycamore Street, Santa Ana, CA 92707, Ph. 714-835-3550.
- Ruth Willard, unit supervisor, Long Beach Felon Unit, 1348 Pine Ave, Long Beach, CA 90813, Ph. 213-590-5301.
- Richard Ennen, unit supervisor, Long Beach Non-Felon Unit, 100 E. Ocean Blvd, Suite 720, Long Beach, CA 90802, Ph. 213-590-5321.

### Idaho Sheriff to Question Cons

BOISE, Idaho (AP) — Ada County Sheriff Chuck Palmer left for Kansas, where he plans to question Idaho State Penitentiary inmates about last month’s riot.

The July 23-24 riots caused an estimated \$2.7 million in damages. Palmer and other agencies have been investigating since then for possible charges in connection with the riots.

**XMAS  
PHOTOS**  
**\$5.75**  
14 COLOR PHOTOS

Submit Trust Withdrawal Slips to MAC office by Sept. 19. Photos will be taken Oct. 18. Delivery date—Nov. 29.

### —LETTERS—

Dear Editor:

After my last spate of letters to the editor of the SQ News that culminated in my accusing someone of grossly stomping on the First Amendment and my subsequent silence since then, I thought perhaps some changes would be implemented up here on death row.

Well, there have been changes! Two more screen barriers, three cute bird cages, extended sallyports, which, by the way, have resulted in seven more locks.

Now that’s improvement? In addition, some staff changes, which I won’t comment on; and a surreptitious health inspection by someone, from somewhere? I tried to get his address but wasn’t allowed to talk to the man (and vice versa), who by the way didn’t see the feces that’s been on the gunrail screen since Hector was a corporal — nor was he allowed to inspect the roof yard, which is beyond description . . . The crapper up there is just short of being a full fledged terrarium; sewer gas is rampant, etc., etc.

The food . . . which I covered in a past letter, hasn’t improved much! They are however making an attempt.

Visits are the same, short and sour. My son, 11 months old, now has definitely begun to develop a psyche that requires me being a phone with a plastic face. Neat! Don’t gas daddy; after all, he’s only a telephone! And cold already?

But what really got my goat was Mr. Ahmed’s letter to the editor in the SQ News (8/22/80) complaining about a wait in the hospital and an inconvenient hour and a half on the yard! Check this, pal: That 1½ hour is ¼ of our total weekly yard time and it damn near takes a CDC-602 plus to get over to the hospital from up here. About the only thing I agree with him about is why the escorts in the first place, not to mention the waistchains and handcuffs. That may or may not change very soon. But if Mr. Ahmed wants to change schedules, I’ll gladly give him my spot in line any day.

Nothing personal, but there are bigger issues that need addressing, and from “A” to “Z.” You can find at least a different one for each and every letter submitted to this paper for publication.

— S. K. Ainsworth, Death Row

Dear Editor:

First let’s be realistic and come to a realistic approach. You and your staff seem to live by “hard to see, harder to find,” and never really understand or solve what it is you’re working on. The staff has a half-ass fashion way of doing things, just like the MAC here at SQ.

I wish you people could get headed in the right direction. If you think you’re doing what S. Ainsworth does up on the row, looks in the mirror and says, “It’s mind over matter, they don’t mind and we don’t matter,” then laugh because you’re the guy who got you here.

I believe he didn’t mean for you to strip us of our basic human dignity just because we are locked down and can’t get to the mainline. It seems the lockdown units here at San Quentin don’t get any fair treatment from the News staff or MAC. It’s disgraceful that we have to put up with the prison staff and your paper at the same time.

I personally think your paper and articles stink. But, it seems that Paul “Chicago” Schlecta thinks that Dan Mejia is doing a good job, in that he reaches out to the inmates and I believe he’s right. But what about us. We don’t count?

As for the SQuestion Man, why don’t you ask something worth answering? Between you and the MAC office you’re going to wear the man’s leg off.

I know it’s wishful thinking but this joint will come tumbling grandly down in an 8.3 earthquake before you or the MAC does anything around here for the convicts in lockdown units.

Let’s not forget the Phantom Diner: You ought to try some of the ice cold food we get around here in C section.

Oh yes, one more thing, whoever Al-mustafa Abdul Ahmed is: let me tell you because you might not know. There’s about 900 convicts here in San Quentin in lockdown and we only get to the yard once or twice a week, for four or five hours on those days. About the escorts, we wait six to eight weeks to get to that hospital, so if we mess up your entire operation my heart really bleeds for you. Ask me someday do I really care that your operation is messed up because you couldn’t get in on the 2:30 p.m. lockup.

I’m looking for that paper to stop again and the warden to take over the whole thing.

—Raymond O’ Looney Looney

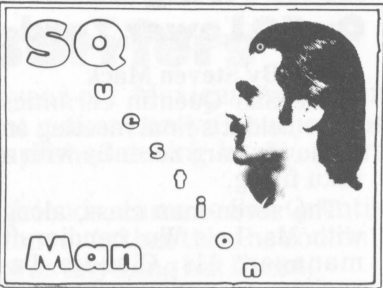
Dear Editor:

In response to the note placed in each cell in Max B 8-28-80 regarding the throwing of objects on or off the tiers, I would like to suggest a very simple solution to the problem.

If each cell was furnished with a garbage bag once a week then the burden for the tier tender of running all day picking up the garbage would be eliminated.

As to the mopping of the cells, the staff seems to have enough problems getting supplies out.

—Jack Flamm, Max B Inmate



### Do you think the Van Atta bail decision will have any affect on the outcome of criminal trials?

**Joe Greco:** “I feel that a lot more people will not be convicted because of the Van Atta decision. More trials will be taken to a jury because the people will be better prepared to defend themselves.”

**Randy Cox:** “Yes, nine times out of 10 if you’re out on the street fighting your case you have a better chance of winning.”

**“KC”:** “I feel the person will have a better chance to fight their case while on the street.”

**Napoleon Davis:** “I think you will have a better chance for a fair trial if you are on the streets.”

**“Gypsi” Keppard:** “That decision will give a person the chance to get out of jail and find himself a good attorney. I also think there will be less convictions because of the decision.”

**Lew Allen:** “Yes it would affect the outcome of the trial because the person has a better chance fighting the case from the steets.”

**W. Cole:** “You will be able to fight your case better which will affect the outcome of the trial.”

**“Killer” Cain:** “I think it will have a hell of an affect. A person without money will have the same chance a person with money has because he will have the time to look for witnesses and provide a proper defense.”

**Leon Clark:** “That decision will let you use your money for an attorney instead of bail. You will also be able to support your family while awaiting trial.”

**Willie Breard:** “I think a man will have a much better chance of handling his case. He can look for a better lawyer while out on the streets and get his personal life organized if he is found guilty.”

**Ralph McKay:** “You will have a better chance to find a lawyer which will help you in defending yourself.”

**Daniel Lee Beaver:** “Anyone who is out on the streets has a better chance of winning yis case. Some of the bails that are set are outrageous.”

**E. “Salty”:** “It will have a positive affect on the outcome of the trial. A poor man has the same chance as a rich man. A person with a family will be able to support them during the trial. I wish that decision was around when I had bail set on me.”

**B. White:** “I think more people will take their case all the way to trial instead of plea bargaining. The burden of proof of a person showing up for court will be put on the prosecution instead of the defendant. The decision will knock bails down and will increase the likelihood of OR. This will also stop the jails from being overcrowded with people awaiting trial thus saving the county time and money.”

**— WANTED —**  
**STAFF BARBER**  
Med B or less  
8 a.m. to 3 p.m.  
**\$30.50 Pay Number**  
Contact Sgt. Foss  
Ext. 425

## Raku Firing Held On SQ Lower Yard

By Steven Mack

The San Quentin ceramics class held its final meeting on the lower yard recently with a raku firing.

The seven-man class, along with Ms. Lois Wu, handicraft manager; Ms. Claudia Tarantino, ceramics instructor; Mr. Bill Albright, ceramics instructor at the College of Marin and Lynnelle, art instructor at San Quentin, gathered on the lower yard on a recent Saturday morning for a raku firing.

Using the ancient Japanese technique of pottery glazing, the students built a homemade



POTTERY before Raku Firing was done.

## STAR . . .

Continued from page 1

him how to know himself and his own mind."

Star teaches that people behave the way they do because of ignorance. They believe that if this obstacle is removed, using Star's techniques, a person will come to a point of awareness that soon he will be faced with the responsibility for his actions.

"Bart gives Star the credit for his achievements," said McQuillion, "but he had it in him all the time. We just taught him how to develop and make use of it."

Lozoya says, "Everything you see before you I owe to Star, as he points to the 15 different awards and certificates he's earned during his stay in the bastille."

"I have had the honor of participating in the Star program and organization," states Lozoya. "I'm very grateful because they taught me how to scrutinize myself and how to create goals."

Lozoya plans to be a radio announcer. "I'm halfway to being an announcer," said Bart. "Before I walk out of San Quentin I have to achieve my goal."

He has less than two years left on his sentence. During that two years he plans on getting a high school diploma and be well on his way to a career in radio.

"I have to achieve my goal," Lozoya points out, "then the mission will be complete."

The Star program is a success psychology course for San Quentin convicts. Classes are conducted once weekly, for three hours for six weeks.

"We teach convicts that they've got a piece of the pie coming," said McQuillion. "Most convicts have been trying to run their lives from a

## Longer Library Hours

The library will be open seven days a week starting Nov. 1 and at night on Tuesday and Thursday, starting Nov. 4.

Night library will be designated for assigned men who qualify for night movement only.

Night law library will be limited to 10 men and night recreational library will be limited to 15 men.

There will be a sign-up list in the library. The hours will be from 6:20 p.m. to 9:20 p.m.

## Second Draw Ducats Due In By Monday

Second draw ducats for the canteen must be in by 12 p.m. noon on Monday Sept. 8.

Due to the fact that Tuesday is a state holiday the trust office will be closed and second draw ducats will be picked up a day earlier, according to Mr. Riebling, canteen manager.

self-imposed prison . . . their ego.

"We believe that if a man follows Star's principles, the rewards will far outweigh any shortcuts he might try to capitalize on," states McQuillion.

Due to a lack of funding, Star is running a very limited program. Even though the organization is the only tax exempt foundation in San Quentin, McQuillion says that Star needs books, films and a videotape recorder-player to help teach Star's principles and techniques to its members.

The San Francisco foundation is studying a funding proposal submitted by Star.

## WEEKEND MOVIE

No Information Provided

## Cantaloupe Catastrophe

By Dana Mejia

Over 1,000 overripped and spoiled cantaloupes had to be thrown out in the garbage Wednesday, according to sources near the kitchen.

The News was alerted Tuesday afternoon by an outraged kitchen worker that 47 cases of cantaloupes were sitting in a coldroom waiting to be thrown out.

Last Wednesday 90 cases of fresh cantaloupes were delivered to San Quentin. They were scheduled for the Labor Day evening meal, according to Acting Food Manager Starr.

When the melons arrived a free cook recommended to the food manager that they be put in the kitchen basement for safe keeping. Starr concurred.

The free cook reported that he was concerned about the melons and that he was not going to be here Friday or Saturday and he did not want to be responsible for them.

Although he did not elaborate on his concern he did insinuate

that he was concerned with the possibility of some melons being stolen out of the coldroom if they were left there.

When the News contacted Starr he stated that there was some concern about possible thefts, but the primary reason for the cantaloupes being placed in the basement was that they were not ripe when they arrived.

Starr also told the News that the melons were supposed to have been brought up from the basement on Saturday. However, they were somehow forgotten about until Sunday. At that time it was discovered that a good number had overripped and spoiled.

Starr reported that approximately one-third of the melons were found to be unusable. After actual investigation it was found that over half were spoiled.

When asked how this foul up could occur Starr replied, "Obviously somebody didn't exercise good judgment."



INSTRUCTOR ALBRIGHT looks over finished pottery.

kiln out of an old oil barrel. The oil barrel, insulated with special fibers and fired with diesel fuel, was set up on the concrete slab where the old library used to be.

The five-hour program produced many pieces of extraordinary pottery. They included assorted cups, pots, vases and ashtrays.

Each student, helped by Mr. Albright, was allowed to glaze his own project. Using a long pair of tongs, the students dipped their pottery into the kiln and watched the glazing process as it happened.

Observed by the convicts walking by on the lower yard, the raku firing was a learning experience for those who participated.

The ceramics class was funded by a grant of \$4,000 from the California Arts Council. The six-month grant has run out and has not been renewed, according to Ms. Lois Wu. She is attempting to get funding at this time.

"I enjoyed the way the overall project went," commented Mr. Albright.



CERAMICS CLASS takes a break to pose for San Quentin News cameraman on lower yard.



KITCHEN WORKER SORENSEN shows News spoiled cantaloupe.

## Close Custody Prisoners' Movement is Restricted

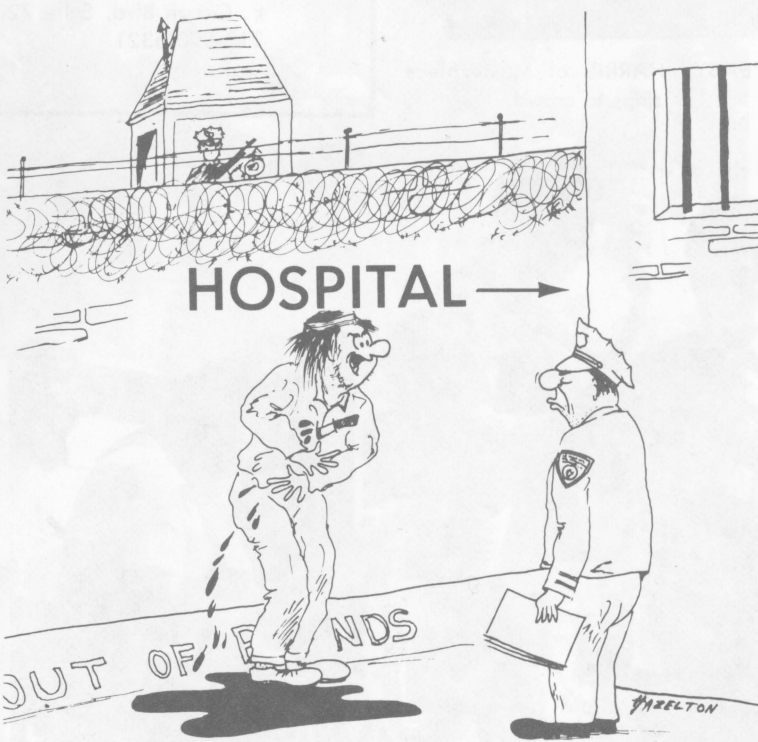
Close B custody inmates will not be permitted to work behind the industry wall or outside the main institution walls, according to Deputy Warden Weber.

Due to the recent escape attempt by two close B prisoners from the industrial area, it is now the administration's policy that close A and B prisoners must be under direct supervision at all times.

According to Mike Madding, prison information officer, es-

cape paraphernalia was found by staff during the investigation of the escape attempt in several close-custody cells.

As of now, close-custody inmates are only allowed to work within the main walls. There are plans on the drawing board to bring some new educational and vocational work programs for close-custody convicts to San Quentin. They are attempting to get the funds from Sacramento to implement the new programs, said Madding.



"An MTA? Do you mean there's no doctor on duty after 4:30?"

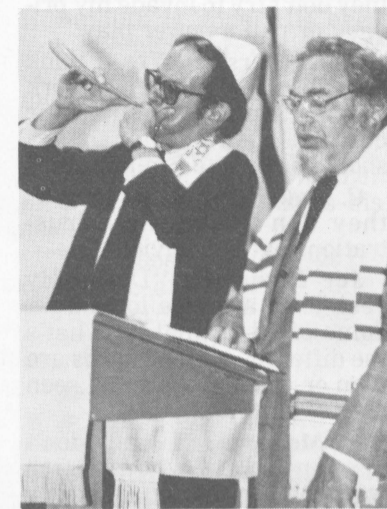
# Beth Shalom Celebrates Rosh Hashanah Service

San Quentin's Temple Beth Shalom celebrated Rosh Hashanah — Jewish New Year — Sept. 8 in the Garden Chapel and the visiting room.

Approximately 135 people attended the Rosh Hashanah service presided over by Cantor Unterman, Beth Shalom's interim rabbi.

Following the opening prayer, Cantor Unterman led the congregation and their guests in the singing of several ancient Hebrew songs. They were songs of hope, asking for guidance through the turmoil and strife prevalent throughout the world as the year 5740 ends and 5741 begins.

As part of the service, Carl McQuillion, Gabe Kapp, Russell Wise and Johnny Van each



CANTOR UNTERMAN pauses while Merrill Ring sounds ram's horn.

came forward to read passages from the Torah.

Then, during the ancient Shofar ritual, Merrill Ring, an outside guest, stood before the congregation and sounded the ram's horn. This used to be used to warn the people of impending danger in olden days, said the Cantor. Now it is sounded as a reminder that all is not well in today's world.

"Now that fall is coming, a time when we prepare for the winter," said Cantor Unterman, "when we realize that nature goes through changes and we humans . . . as part of God's nature, also prepare to change."

The Cantor spoke of the promise of peace given to the Jewish people by God over

## Stabbing in North Block

An unnamed 20-year-old max B prisoner was assaulted and stabbed in the north block Sunday morning, according to Mike Madding, prison information officer.

The incident occurred at 8 a.m. on the second-floor landing as max B inmates from the fifth tier were being taken to the max B exercise yard.

Two warning shots were fired when the gunman witnessed the attack by two Chicano inmates on another Chicano.

When the assailants refused to stop their assault, two more shots were fired at the group. All three inmates were hit with the birdshot, Madding reported.

The stabbing victim recieved one stab wound in the back, but was not hospitalized. However, one of the assailants was hospitalized for birdshot wounds.

Two prison-made knives were found and the two convicts are being held and charged with assault.

5,000 years ago. He also said that it is right to challenge God's goodness, just as it is right that He challenge the faith of his people.

The closing hymn, sung by the Cantor and accompanied by Blanche Blackman on guitar, concluded that segment of the Rosh Hashanah service.

The congregation and guests then left the chapel and walked over to the visiting room.

They were greeted there by the sight of a lavish meal prepared by the food service department.

Layed out on two long tables, adorned with a large fountain spouting aqua blue water, were various salads and garnishes, cold-cuts, assorted cheeses, matzoh ball soup, shishkebab, baked chicken, lamb fillets, chocolate cake with creme filling and cheese cake. If that weren't enough there was coffee, tea, milk and punch.

Before the meal began Harrison Butler read from the Kaddish and Cantor Unterman gave thanks to the people who made the evening's celebration possible.

Special thanks went out to Warden Sumner, Leo Gilbert, Don Graham, Ed McNair and Ms. Jeffree Sapp.

Thanks also went to Curt Rosenthal from B'nia B'rith,



ROSH HASHANAH celebrants walk from Garden Chapel to visiting room after service.

Mel Simon, paintshop instructor; Harvey Perryman, Merna Rodriguez, Lt. and Mrs. J. Depue, Capt. Caulderon and Thelma Jilson, business manager.

With all of the acknowledgements given and the meal ended, Cantor Unterman and Leo Gilbert both thanked everybody for attending this year's Rosh Hashanah celebration and wished them well in the coming year.

### Wakefield's Autopsy Report Returned

The autopsy report concerning the death of San Quentin convict John Wakefield has been returned. The cause of death was pancreatitis — inflammation of the pancreas — according to the Marin County coroner's office.

Wakefield died in the prison hospital Aug. 29. He had been admitted to the hospital when it was determined that he was suffering from severe dehydration.

## Governor Vetos 20-to-Life Law

SACRAMENTO (AP) — Gov. Edmund Brown Jr. has vetoed a bill to permit a 20-year-to-life sentence for anyone convicted the third time of a serious felony.

The bill Brown vetoed is the so-called habitual criminal bill. Brown's office said it is the first measure to increase sentences that he has ever vetoed.

The state used to have a habitual criminal law, under which a person convicted the third time of a serious felony would get a longer sentence.

But that law was removed when the determinate sentencing law took effect in July 1977. The new law sets relatively fixed terms for most non-capital crimes.

The bill Brown vetoed, AB3375 by Assemblyman Alister McAlister, D-San Jose, would have allowed judges to give the 20-year-to-life sentences instead of shorter sentences to third-time felons.

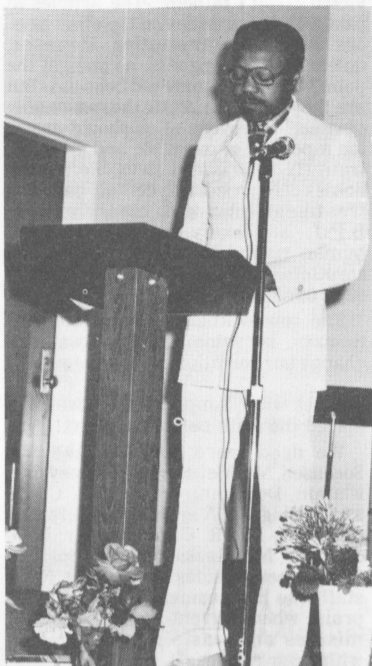
Brown said in his veto message he "strongly supported" the goal of keeping repeat offenders in prison for longer terms. But he said the first step towards that goal is "to make better use of the laws that are already on the books."

### SQ Muslims

## 100 Attend Service in Chapel

By Steven Mack

At a recent post Ramadan celebration here at San Quentin, approximately 100 guests and inmates of the American Mission in San Quentin, celebrated Id'Ul Fitr.



A. K. HASAN speaking to guests and inmates.

The program was divided into two parts, one part spiritual and another part entertainment.

Setting the evening in motion

was Dwyane (Al-Sahib) Davis, inmate here at San Quentin. Showing everyone the traditional Islamic way of prayer, he recited the first sura from the Holy Qur'an in Arabic, then in English.

Next to take the pulpit was D. W. Smith, associate warden. He welcomed and thanked the outside guests for attending the program. He went on to speak of minorities coming to the prison system and the present reclassification process of the entire inmate population.

Speaking next was guest speaker Imam Bashir Salaam. Salaam spoke of wisdom and knowledge to a meaningful degree, receiving several applause. Before he introduced the main guest speaker, he left saying, "I want to relax everyone and bring smiling faces on the many brothers and sisters attending this affair."

Imam A. K. Hasan of Los Angeles spoke of the success and failure many of us face throughout life. He went on to speak of the understanding of a religious faith and the ummah (meaning) a nation or community, and not the brotherhood as many of the Islamic-inmate population thought.

The events were then moved

Continued on page 4



INMATES AND GUESTS leaving Garden Chapel.

## La Mezcla to Celebrate Mexican Independence

La Mezcla, San Quentin's Latino cultural group, will be celebrating Mexican Independence on Saturday, Sept. 27, in the north dining hall.

According to Program Chairman Ray Garcia there will be lots of entertainment for the entire population.

Providing this year's entertainment will be Los Carnalaz and Sexteto Diablo, two salsa groups. Also scheduled will be Mariachi California and a percussion group.

In addition there will be the Ballet Folklorico de Fremont, a dance group performing traditional Mexican folk dancing.

At this year's celebration, La Mezcla will be honoring Mr. Joe Gallo and his wife Angelina, two outside coordinators who have helped La Mezcla in the past years.

The celebration will be from 9 a.m. to 1:45 p.m. There will also be a social hour from 2 p.m. to 3 p.m. with food provided for San Quentin Latinos and their outside guests.

Joan Isidor  
251 Clorinda Ave.  
San Rafael, CA.

## — LETTERS —

Dear Editor:

Perhaps I can solve this problem that we all face here — filth. I've read Mr. Ainsworth's letter and the problems that he is speaking out on are, of course, in violation of the Eighth Amendment. It will do nothing if we file petitions in the Superior Courts.

What should be done is the following: Write to the United States District Courts, 150 Golden Gate Ave., San Francisco, California. Ask for their law suit kit, Forma Paperis, Appointment of Counsel and Complaint Motions. If enough of these are filed under Section 1983, Civil Rights Violation, the federal government will force the state into action to better our living conditions.

Also the category system should be questioned. Is the real cause of violence in prison because all the violent people are at large in the system? I think not.

If you drive me miles away from my home, my wife and my parents — who are either sick, don't have a car or are just too far away to travel, therefore depriving me of my visits — I'm going to be one mad brother!

I'm writing Ruth Rushen, if she is open minded to hear what I have to say, perhaps she can make adjustments in the system.

Due to the nature of this letter, I doubt if I'll see it in print, but if I do see it I'll know that freedom of the press is at least in order here.

—Weldon Wiggins

Dear Editor:

We wish to express our gratitude for the flowers and many cards of sincere support during our time of need from all our friends at San Quentin.

Thank you,

—Freddie Forte

—Marcia Williams

Dear Editor:

Why is the laundry not supplying distribution with enough clothes to service the mailine population? For a period of at least two weeks there have been no socks in the morning. I, for one, like to change my socks.

—Lelan Walker

Dear Editor:

I have a few comments to make about the visiting room and one to make about the Warden's Tours.

One point about the visiting room that nobody brought up is cribs. At this time there is only one crib in the visiting room. If you're not the first person there with kids, then it's tough luck! Maybe Industries or the carpenter shop could be persuaded to make a few more?

I strongly agree with Mary S. Have you ever tried to heat up a baby's bottle in a sink that produces only luke warm water?

My last complaint about the visiting room is the officers. They need to use some common sense about thing that are brought in. Sometimes they try to limit the amount of baby food and milk that one may bring in. Two bottles of milk and food just isn't enough for five hours for some children.

One officer has gone so far as to try and take a man's medicine away from him. My grandfather has a heart condition and needs to pop a few nitroglycerin tablets at times. It could possibly mean death to some persons who require their medication instantly, but don't have it because it's out at the front gate or in their car.

My last comment is about the Warden's Tours. I have nothing against them except for when I'm sitting on the john It's a little demeaning to be sitting there and have a group of men and women paraded in front of me. Would it be asking too much to be given a little advanced warning that a tour will be coming through?

Respectfully,

—Name Withheld by Request

Dear Editor:

Ol' Thomas J. would be proud of himself; his namesake on the roof of the death row has finally been cleaned! Now, while we got 'em on the right track I'll move on to other items, i.e.: the leaking shower on the roof needs repairing; the area between the fence and the wall needs cleaning; the yard itself needs a good cleaning; the windows on the gunrail need cleaning; the gunrail screen needs cleaning; the skylight windows need cleaning; the upper portions of the whole tier area need cleaning, and the whole damn row needs painting!

Your 9/5/80 S.Q. News was interesting; at least it covered more of what's happening inside "Q". . . . What "Van Atta" has to do with those already convicted I can't fathom? The articles in past S.Q. News issues on the other prisons were quite interesting. However, unless I miss my guess, no one got the point! Certainly some old cons did. But are they going to initiate the reasonably obvious? Everyone of us should examine a portion of our state and administratively imprisoned lives, i.e.: food; home (cell); medical; dental; care and treatment; custody; classification; B.P.T.; and finally, our basic legal and human rights! Examine, dissect and scrutinize and you'll find a lawsuit in each one!

The row, without getting into particulars, is "winning" the lawsuit to change our conditions of confinement . . .

You ask why? Simply because we have placed the truth before the court!

We need more convicts like Mr. Sorensen, Mr. Mejia, Mr. O'Looney, Mr. Flamm, Doc Stanley, Mr. "TJ" Clark, Mr. J. King, Mr. Vargas, Mr. Kelly, Mr. Cosgrove, Mr. R. G. Moore, Mr. R. J. Mroczko, Mr. Massie, Mr. Phillips, and many others besides just the S.Q. News staff who have commented (and given praise when warranted) on the abuses, misuses and waste that is rampant within our confines!

I didn't bother to look up every reported "by-stander" that's been hit by "skip-fired" birdshot. But I do know if an officer were hit by some of this errant shot and lost an eye, I'm sure he'd question the need and morals in shooting "unarmed" men. Or if the forty pounds of the fifty-year-old prison wall had fallen on the gunman I bet he'd have CCOA or CAL OSHA lookin' into the righteous conditions of this antiquity that has become a legend and past its prime? For sure, in both cases involving the prison employee, a lawsuit would be initiated or threatened, and a huge monetary settlement would be awarded the injured parties. (Then too, the prison employee would receive first class pain-killer medication and first class hospitalization for injuries sustained. On the other hand, the con is permitted no real or first class pain-killing medication (and often none at all), and hospitaliza-

tion is a grim joke — as many of you know).

Maybe, just maybe, if the Director really used her head she'd figure the value of the real estate that these walls are standing on — if flattened and sold — would pay for the smaller more humane joints that the Bear wants to build as an answer. Ms. Rushen has spoken of her ideas and plans; however, it remains to be seen what she actually does or what she is allowed to do. For all of us know it's not ideas alone that accomplish the desired objectives, but politics and money! The societal golden rule is: "Those with the gold rule."

I wonder if I won't have better luck dodging the gas chamber than you convicts down there on mainline will have dodging all that birdshot? GOOD LUCK!

— S. K. Ainsworth  
On the Row

### SQ Con Dies of Hodgkin's Disease

Robert A. Weeks, 30, died of Hodgkin's disease if the prison hospital Sept. 11, according to Mike Madding, prison information officer.

Weeks, from Solano County, was transferred from CTF Soledad this past May. He had been in and out of the prison hospital undergoing radiation treatments, reported Madding.

## Stabbing on Lower Yard Causes 36-Hour Lockdown

"Little John" Seaman, a 29-year-old San Quentin convict, was assaulted and stabbed several times Sept. 9 on the lower yard, according to Lt. Silva, acting prison information officer.

Seaman was taken to Marin General Hospital where he was treated for multiple stab wounds to the abdomen, right chest, neck and shoulder area. His condition was listed as good, reported Silva.

The 1:50 p.m. incident occurred in the vicinity of Coyote Park where three weapons were found. However, these

### Cigarette Cellophanes Could Save Lives

The cellophane off your pack of cigarettes can provide one free second of a kidney dialysis machine, according to H.S. Centoni, correctional officer and sponsor of the program.

"One hour on the machine will take 3,600 cellophanes," said Centoni. Dialysis is an expensive proposition and many people can't afford to pay for it.

The cellophanes must have their tax stamp on them. A collection box will be placed in each block to be picked up by Centoni.

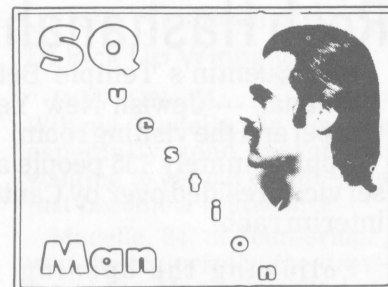
#### —WEEKEND MOVIE—

### "Serial"

Comedian Martin Mull stars in this heavy-handed satire of the trendy, "laid back" Marin lifestyle. Also stars Tuesday Weld, Sally Kellerman, and Tommy Smothers. Rated R.

#### —MEXICAN MOVIE—

### "Contrabando Y Traicion"



By Tom Knudson

**Do You think women should be allowed to work in prisons that house men only?**

**Julio McCarthy:** "Sure, by all means, as long as they have a good understanding without copping attitudes."

**Ron Love:** "Yes, as long as they don't try to invade my privacy or pull a power play."

**G. Kucharski:** "Yes, I think they should be allowed to work in men's prisons, but their contact with the prisoners should be kept to a minimum."

**C. Eaker:** "Yes, as long as they don't take their frustrations out on convicts."

**Joe Ficarella:** "Definitely yes! They are nice to look at. Some of them, that is. What's the difference if the guards are men or women. We've all seen both sides."

**M. Mendoza:** "I really don't see anything wrong with women working in a men's prison. They'll get to see that we are human beings and not just criminals."

**Lelan Walker:** "Generally yes, because it gives the convict a chance to speak to someone other than a male bull who only think of convicts as caged animals. Most female officers realize that besides convicts, we are still men."

**John Montalvo:** "I think there should be more of them working here. They are nice to look at and a little easier to talk to."

**Vincent Wulff:** "Yes, I like to look at women guards better than men."

**Steve Lynch:** "For certain jobs I think it's alright. I think women make better counselors than armed prison guards."

**H. Rook:** "They should be allowed to work in men's prisons if they are qualified. Women officers tend to handle situations with a little more sedate approach."

**Robert J:** "Women make better correctional officers because they handle situations in a simple manner. Male officers tend to blow situations out of proportion."

**Jimmy D:** "Women should be allowed to work where ever they're needed, and not be stereotyped."

**"BB" Wilson:** "Who cares! If they have the qualifications they have the right to work in the field they choose."

**Thomas Tutton:** "I think it's necessary. It creates the opportunity for social interaction which is needed. Being locked up and being denied the company of women is cruel and unusual punishment."

**Chris Nunez:** "I think it's okay if they remember that they are women and don't try to act like men."

**"Gorilla" P.:** "Women should be allowed to work in San Quentin. When are we going to get some here?"

**Mike Daniels:** "Women should not work in prisons. I don't feel they could handle a serious incident without jeopardizing everyone around at the time."

**Almustafa Abdul Ahmed:** "I am diametrically against women working in prisons and am glad there are none employed here."



COYOTE PARK, once flourishing with abundant foliage . . . now barren.

## Coyote Park Destroyed

By Dana Mejia

Coyote Park has been laid barren by order of Warden George Sumner due to last week's stabbing incident on the lower yard.

Orders were given and carried out Wednesday, Sept. 10, to cut down the trees and remove the foliage located in San Quentin's mini-park.

This action is the result of three stabbing incidents in the past two years in this area, according to Sgt. Terlizzi, maintenance officer.

The area at present resembles the aftermath of a hur-

ricane with trees and bushes thrown about, holes in the ground where loose rocks had been removed and the fish pond drained dry.

According to Sgt. Terlizzi, the fish pond will be refilled with water and the area where the trees and bushes once stood will be replanted with grass.

Coyote Park was at one time the setting and background for pictures taken on the lower yard. Its once colorful foliage provided San Quentin cons and their families with a picture taken in a more natural setting.

When and if the Polaroid

camera is located and pictures are a regular part of our weekend again, SQ cons will be forced to use the green walls and gun towers as their background.

Maintenance gate officer MacGregor stated that the removal of the trees was much needed as they obstructed the view of the gun officer on the No. 6 wallpost, located in that corner of the lower yard.

Prison authorities pointed out that this was done for the safety of staff and inmates alike.

### SanQuentinNews

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G. W. Sumner . . . . . Warden  
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# Survival of Killer a Grotesque Punishment

By Chris Roberts

POCOPSON, Pa. (AP) — P. Gary Hastings killed his wife, then nuzzled the shotgun barrel under his chin and pulled the trigger.

The .20-gauge shell exploded, the pellets ripping apart the young banking executive's handsome face.

Incredibly, death did not come. Hastings survived, badly disfigured, sentenced to life—to be lived in a strange new world filled with pain and clanging jail gates and a million stares.

There are days, he says, he'd like to have that gun back.

Today, Hastings lives with his parents on the family farm outside Seaford, Del., awaiting the outcome of a legal fight over a new trial.

What's left of his face is pale. His mouth is gone. His eyes look like he's lost. He is fed a liquid diet and medication—including crushed pain pills and pills to control drooling—through a nasogastric tube that enters his lone nostril. Another tube for breathing enters his neck.

"The Monster Man" was his nickname at Chester County Farms here where he was a prisoner until July 21, when he was released on \$5,000 bail.

Hastings said he knew his wife was dead by the way she collapsed to the floor of their home in the nearby, fashionable village of Chadds Ford, near the Delaware state line.

"I calmly stepped over her and saw some blood on the rug," he recalled during a prison interview, writing his answers down in a notebook because the muscles at the base of his tongue are gone, too.

"At that moment I no longer wanted to live either. So I reloaded the gun and put it to my throat and pulled the trigger. I had no second thoughts or hesitation."

Police found him walking around the yard in a daze. He spent months in hospitals. Then a jury found him guilty of third-degree murder, refusing to believe he was insane—as his lawyer claimed—that April night in 1977.

Now Hastings waits, and wonders about his future, and his three children.

They were with him the night he killed their mother.

"They were terrified when they saw me get the gun from the (car) trunk," he wrote. "They were screaming and tugging at me to keep me out of the house. When I broke a picture window to get in they went to a neighbor."

The children now live with their maternal grandmother in Seaford, not far from the Hastings' farm. On Sunday evenings, when their father was still in prison, they would visit his parents and place a phone call to the jail.

Then the youngsters—Amy's now 14, and twin sons, Christopher and Timothy, are 12—would talk to their father, silent at the other end. They also wrote.

Hastings said Tim never failed to say "I love you" in his cards or conversations. He said the other two simply signed the cards, "Love, Amy or Chris."

"I want so desperately to be with them—teaching them, taking them to new places and giving them valuable new experiences," he wrote during the interview. "Their maturation, I feel, is suffering because I cannot guide them."

Hastings did not see his children for two years after the killing. Then on the first visit his face was bandaged.

"The second visit I did not wear bandages because I wanted them to deal with

reality," he wrote. "My folks tell me it was upsetting to them but they did not show it. Amy and Chjis would not look me straight in the face. Tim did and smiled with no hesitation."

Hastings has not discussed his wife's death with the children. "No, they have not mentioned mommy at all," he wrote.

What ended in death and pain, began in puppy love.

Hastings, now 34, was president of his senior high



school class in Seaford, vice president of the honor society and student council. He was center on the football team for four years, and a track star.

His bride-to-be, Margaret Hastings (no relation) was homecoming queen, voted "Best Looking" in the senior class.

"We began dating in the fifth grade," Hastings recalled. "She invited me to a country club dance."

The wedding took place on March 25, 1965, and was the big social event in Seaford that year. The three children were born while their parents were still in college.

After graduating from William & Mary in 1969, Hastings entered banking, quickly rising to the post of vice president of Farmers Bank of Delaware, a \$30,000-a-year job. He was only 28, the youngest bank vice president in the state's history. He later joined Mercantile Safe Deposit & Trust Co. in Baltimore.

In prison, he was in charge of dispensing cleaning equipment.

But even before the marriage, there were problems.

"I began seeing a psychiatrist during the fall of my freshman year (in college)," Hastings wrote. "It was re-

lated to the assassination of Jack Kennedy.

"I saw him for about nine months and he helped me a lot. I got over my sense of loss . . . and returned to William & Mary to make the dean's list. I did not see a psychiatrist again until my wife told me of her lover in late 1976."

In the next several months Hastings was committed three times to mental hospitals, and also was a patient at a private psychiatric facility in Wilmington. Because of his mental problems, his wife won custody of the children.

Then one day Hastings ran off with them.

"I guess all told, my kids and I lived in motels moving around (the East Coast) for about a month-and-a-half," he wrote. "We stayed in the cheapest motels I could find because we were running out of money."

On the night of April 26, 1977, they went home for the last time.

"I was sure a loaded shotgun would bring Margaret to her senses," he testified at the trial.

If convicted again of third-degree murder, Hastings could receive a maximum of 20 years in prison.

Two weeks after his first conviction, the state Supreme Court ruled that a trial judge, if requested, must point out to a jury that a defendant found innocent by reason of insanity could still be removed from society by being committed to a mental institution.

"I asked the judge (at the trial) to do that," says Hastings' attorney, John L. Lachall. "He refused. Then . . . the Supreme Court handed down its opinion."

As a result, Chester County Judge John Wajert granted a new trial, but the prosecutor objected. So the court, while putting off sentencing, agreed to review its decision.

At the trial, Hastings wrote his testimony on transparencies shown on an overhead projector in the darkened courtroom.

His father, mother, a brother and sister also testified. They said the defendant had frequently cried and threatened suicide after his wife said she was leaving him for a wealthy, 55-year-old Wilmington merchant.

There were other court cases. They dealt with whether the taxpayers should pay to rebuild Hastings' face.

The prosecutor, assistant district attorney James MacElree, was against it. "He blew his own face off," he argued. "That's his problem. Our only duty is to keep him alive. Otherwise, it's the public

paying one more time."

But in June of 1978, Judge Wajert ordered that reconstructive plastic surgery—that "necessary for the psychological well-being" of the defendant—be provided at county expense. No limit on cost was set.

Hastings says he has had 26 operations so far—the first 20 at the Wilmington Medical Center.

"No one has paid that bill which approximates \$70,000. I was there 10 months," he wrote. "The last six have been paid for by Medicare and Chester County."

Dr. Linton Whitaker is Hastings' plastic surgeon. He says there are another four or five major operations ahead, surgery that might restore his speech and his ability to eat and drink.

"It's such a rae circumstance, it's pretty hard to predict the results," says Whitaker. "Aesthetically, it certainly will be an improvement over the way he looks now. But . . . no, he'll never look completely normal."

## Ex-Convict Wins \$1 Million Suit

LOS ANGELES (AP) — A cook on an offshore drilling platform has been awarded \$1 million because he served 2½ years in prison for a murder he did not commit.

"It has been a long time," said Juan Vanegas, who hugged jurors outside the courtroom of Superior Court Judge Ronald E. Swearingner after the civil damage verdict was announced.

Jurors voted unanimously for the verdict against the city of Long Beach and three of its police officers who investigated the murder.

Long Beach Deputy City Attorney Gerald Desmond said that if Saringer refuses his request to set aside the verdict, he will take the case to the state Court of Appeal.

—Sunday Movie—

8:30 a.m.

Protestant Chapel

"Eldridge Cleaver Story"

Everyone is invited.

## VICTOR'S PROTEST

*No warm showers in the gym,  
and now no park of trees.  
Next you'll want to take the things,  
that keep our mind at ease*

*You'll never get my TV,  
or take my radio.  
But just in case you've thought of it,  
well, you know where to go.*

*I'll always have my dignity,  
and keep it by my side.  
You'll know you have gone too far,  
to try to take my pride.*

*I hope you get the message,  
and really understand.  
That I am still a person,  
who bears nobody's brand.*

—Victor Clemente



## Jail Term For Killing Husband

Jean Betty Norris, 53, was sentenced to up to a year for beating her husband to death with a small sledgehammer last March 18.

The sentence was imposed by Multnomah County Circuit Judge James Ellis, in whose courtroom a jury convicted Mrs. Norris of first-degree manslaughter last month.

The couple had been married for about 15 years. During most of that time, Mrs. Norris testified at her trial, she had been repeatedly and severely abused.

The fatal beating occurred at the couple's home. Also living in the house was Louise Gilbertson, 59, who was sentenced to probation earlier after pleading guilty to hindering prosecution of the case by helping Mrs. Norris clean up the blood from the living room.

Mrs. Norris claimed she killed her husband in self-defense, saying he was heavily intoxicated and was threatening to cut her eye out in retribution for an earlier argument in which he had been struck in the eye by pieces of a glass which shattered when he threw it at her.

Mrs. Norris' testimony differed sharply, however, from her earlier statements to police in which she said Norris was passed out drunk on the couch when she repeatedly struck him in the head with the hammer.

The jury that convicted Mrs. Norris had urged the court to be lenient, and Ellis said he was following that suggestion in deciding not to impose a prison sentence. First-degree manslaughter is a Class A felony punishable by up to 20 years in prison.

Ellis said, however, "There must be some consequences, some punishment for the crime." Despite the years of abuse Mrs. Norris endured, he said, "We do not have a death penalty for wife-beating in this state."

Ellis made the jail time a condition of five years' probation for Mrs. Norris. He also ordered her to refrain from drinking and to participate in counseling and other programs for alcoholics.

## Muslim Service . . .

### Continued from page 1

to the visiting room for dinner and the entertainment yet to come.

A fabulous entree of assorted foods prepared by D. L. Starr, food manager, and snack bar inmates was served to everyone. The entertainment portion was provided by the Perfections and the Quentineer's, inmate vocal and musical groups here at San Quentin.

The program concluded with award ceremonies. Several outside guest and inmates received awards for many attributes of the Islamic faith.



GUESTS AND INMATES serve themselves in visiting room.

## NAACP Meets With Convicts

The National Association for the Advancement of Colored People (NAACP) regional board members and the executive deputy director for the NAACP visited San Quentin last Friday.

Visiting board members included Ms. Virna Canson, regional board director for California; Mr. Leroy Mobley, director of prisons for the NAACP; Ms. Lulann McGriff,

## Tycoon Real Estate Class is Offered

Bill Greene's Tycoon Real Estate class will again be offered at San Quentin for one day only on Sept. 20.

The class concerns itself with making money through legitimate tax shelters and shows you how to invest in small homes and renovating them with little cost and time.

The class will be 6 to 8 hours long. Anyone interested should contact Mr. McNair, activities coordinator, at ext. 453 in the prerelease building.

## Sheetmetal Foot warmers To Solar Panels

Larry Whiteman, 39, is San Quentin's new sheetmetal instructor. He came to the bastille three months ago replacing Jess Rudolph who was killed in an auto accident earlier this year.

Whiteman is a 12-year veteran sheetmetal worker from Sonoma County where he resides with his wife and two children. This is his first job teaching, though he has worked with apprentices on jobs on the streets.

"Teaching is great," says Whiteman when asked how he likes his new job.

Having worked at the trade since 1961 when he became an apprentice, Whiteman says that sheetmetal workers have always been in greet demand.

"It's an old trade," explains the sheetmetal instructor. At one time sheetmetal workers made laterns, footwarmers and posts and pans.

"Today a very high percentage of sheetmetal work con-



STUDENTS "RED" RENFRO and Ron Anderson display tinman made in sheetmetal shop.

sists of heating, ventilation and aij conditioning on all types of buildings," said Whiteman.

"Now," he says, "the sheetmetal worker is one of the most advanced and knowledgeable solar workers on the market today."

From footwarmers to solar panels sheetmetal workers have always been men who had the uncommon ability to work hard, study hard and work with their hands.

"It's a job a man can take pride in," said "Red" Renfro, a two-year sheetmetal student. "I enjoy working with my hands. Even though it's hard at times, I know it'll pay off in the future."

Whiteman explains that it takes 8,000 hours — 4½ years — to complete the sheetmetal course.

"As of today a journeyman sheetmetal worker makes \$22.23 per hour. As of January 1, 1981, he will make \$23.63, and as of July 1 he will be making \$27.13." There is another pay raise due July 1, 1982, that will guarantee workers \$31.01-an-hour total benefit package.

To be eligible for the sheet-

## Court to Get Tapes Of Prison Riot

BOISE, Idaho (AP) — Television station KBCI will turn over to a court the videotapes taken inside the riot-torn Idaho State Penitentiary, but the action won't symbolize total victory for the prosecutor who searched the station's newsroom, says KBCI's lawyer.

"We will surrender the tapes to the court but not for use by the prosecutor," attorney William Russel said Sunday. "The tapes will be sealed until the outcome of our suit is determined. We still believe that the prosecutor will not be given access to the original tapes."

In its suit, KBCI asks the court to rule that the newsroom search was a violation of its constitutional rights.

Fourth District Court Judge Robert Rowett on Friday ordered KBCI to turn over the original tapes taken inside the prison during the July 23-24 riot.

KBCI was the only news organization allowed in the prison by inmates during the rioting.

## Lottery Winner Unable To Pick Up Winnings

BOSTON, Mass. (AP) — Wilfred Madelle, Jr. has an especially good reason for wanting to get out of jail. He's just become a millionaire.

Madelle, 34, of Southbridge, won the big prize in the drawing of the Massachusetts Lottery Commission's Big Money Game. He was not able to attend the drawing because he was otherwise engaged at the Worcester County House of Correction.

Lottery spokesman David R. Ellis says Madelle's status as a prison inmate will not prevent him from collecting the money.

Madelle was convicted April 1 in Worcester Superior Court on a charge of breaking and entering and given a one-year sentence. He also was ordered to serve a three-month concurrent sentence for a charge of threatening.

Madelle's brother and sister stood in for him at the drawing, and his parents watched from the audience. But his current place of residence was not immediately made public by the family.

Ellis said the first check went to Madelle's family. Madelle is entitled to annual payments of \$50,000 for 20 years.

## News Misses Issue

Due to unforeseen circumstances the San Quentin News was unable to go to press last week.

## Skyline Gymnasium Football Schedule

Oct. 18	.....Mare Island
Oct. 25	.....Coast Guard
Nov. 1	.....Concord
Nov. 8	.....Alameda
Nov. 15	.....Moffet Field
Nov. 22	.....Treasure Island

## Cons, Guests Attend Triumph of the Cross

By Tom Knudson

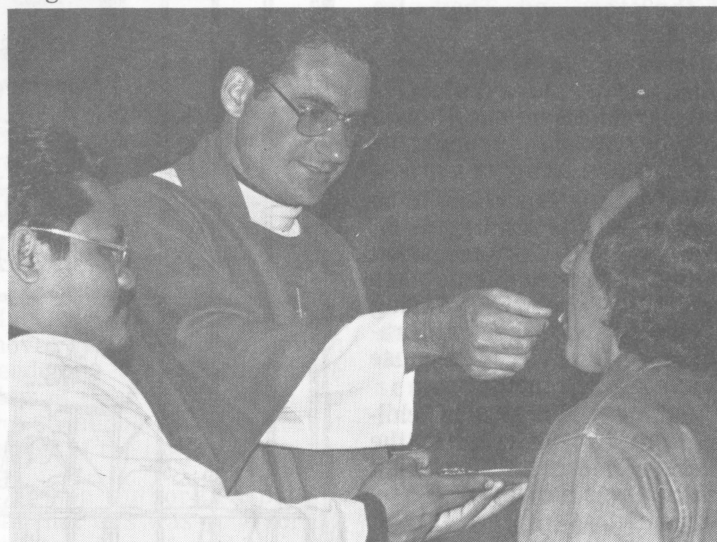
The Campus Ministry Center from San Francisco and students of Cal State, Hayward, joined San Quentin's convicts in prayer and song during Sunday's mass in the Catholic chapel.

Father O'Neill opened the mass with an invocatory prayer proceeding the service celebrating the Triumph of the Cross.

He spoke of the Spanish custom of touching the forehead, lips and heart before the sign of the cross as a reminder that Jesus is in the mind, lips and heart.

Regina Robideaux from Campus Ministry, along with convict Juan Sanchez, provided the music for the service.

After mass, prisoners and their guests moved outside to the plaza area for conversation and sunshine.



Father O'Neill serving Holy Communion during Trimuph of the Cross Mass.

## Lifespring Cancels Quentin Seminar

Lifespring Foundation has cancelled the seminar that was scheduled for Sept. 23-26.

The cancellation is due to the fact that 75 people were needed and only 52 cons signed up. No date was given as to when the seminars would be rescheduled, according to the prison information officer.

Personal Expansion Program  
Personal Growth Group  
Open Group  
Meets Once a Week  
Thursday 9:30 — 11:30 A.M.

If you want to participate, or want more information, call Jeannine Thornton, Pre-Release Building, phone ext. 448.

POPULATION  
COUNT  
2,968  
Sept. 19

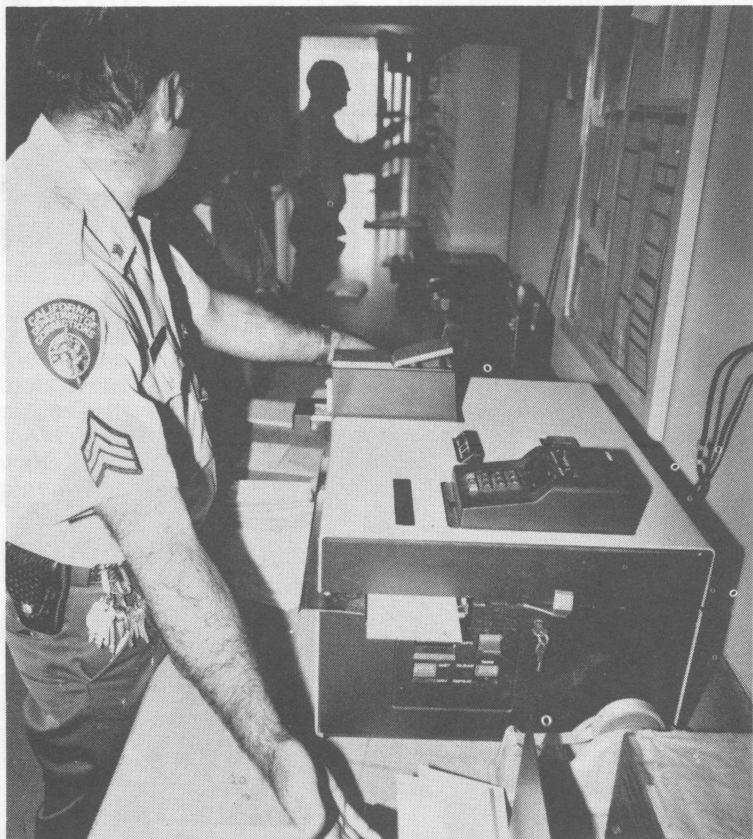
# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. L, No. 35

TAMAL, CALIFORNIA 94964

Friday, Oct. 31, 1980



ONE OF THE PROCEDURES outgoing mail goes through is the mail sealer pictured here with Sgt. Lawrence.

## News Observes the Mailroom

By Tom Knudson

S. D. Lawrence, mailroom sergeant, invited the News to view the operating procedures of the mailroom after an article was printed last week criticizing his operation.

Outgoing mail is first checked for proper postage and contraband. It is then separated by size into piles so that it can be run through the mail sealer. All mail that is not standard size is sealed by hand.

After being sealed the letters are now checked and put into stacks and tied to insure that each individual letter is sealed.

"Anyone under my supervision that intentionally mishandles the mail," said Sgt. Lawrence, "I will personally write them up . . . that includes staff as well as convicts."

Some of the problem areas incurred at the mailroom are letters with no address, no return address, improper postage, cancelled stamps or the

## New Order Changes Property Rules

A recent change in San Quentin Institution Procedure No. 215 restricts the value of jewelry items that an inmate may possess. The change reads as follows:

"The value of jewelry items other than rings or watches will not exceed \$30. The inmate must sign a release statement at the time of receipt verifying the value to be \$30 or less."

The value of watches and rings that an inmate may possess cannot exceed \$50.

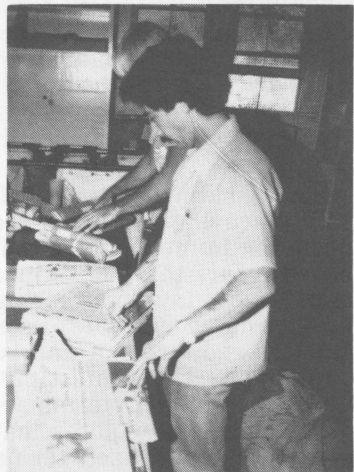
Inmates having jewelry in their possession that exceeds the above value should turn them in to Receiving and Release for placement in their valuable property. Claims granted through the appeals process for loss of jewelry items issued to inmates will not be reimbursed above the specified limits, according to J. A. Ingram, acting associate warden, administration.

contents are just too thick for the envelope.

"I would suggest that convicts put their CDC numbers on all contents," said Lawrence. "This would help in returning misplaced contents with the proper envelope."

The mailroom does get complaints from convicts about incoming mail.

"In this area we try to keep mistakes at a minimum. Over



NEWSPAPERS are sorted in the mailroom by convict David Magris before they are distributed to the unit for delivery.

3,000 letters are processed through San Quentin's mailroom each day," said Lawrence.

Each letter is individually checked for contraband, photos, stamps, money and other contents. Legal mail is also separated and stamped and left unopened. The mail is then sorted by housing areas and put into bags for each unit.

To insure that no contraband goes overlooked, the bags are put through an X-ray machine before going to four-post to await pickup by an officer from each unit.

"I will accept suggestions that pertain to the handling of mail from any inmate," Lawrence said. "I also want the mailroom to run as efficiently as possible."

## Massachusetts Rejects Death Penalty

BOSTON (UP) — The Massachusetts Supreme Court struck down the state's year-old capital punishment law saying it is arbitrary and unconstitutional because it offends current standards of decency.

No one has been sentenced under the new law, which would have allowed the state to execute some convicted murderers. But four men, all awaiting trial on first-degree murder charges that could subject them to death, were involved in the case.

Six of the seven justices agreed, in a 31-page opinion written by Chief Justice Edward F. Hennessey, that the death penalty "brutalizes the state which condemns and kills its prisoners."

Death penalty laws in other states have shown capital punishment is ordered discriminatorily against minorities, especially blacks, the court said.

The majority opinion noted that over the years the death penalty was an authorized punishment across most of the

Continued on page 4

## M-2 Sponsors Offer Christmas Packages

Inmates without family or friends to send them a Christmas package may receive one from the M-2 Sponsors, according to Bill Luce, branch manager of Hayward.

When the Christmas package authorization forms are distributed to the units, fill it out and forward it to the activity coordinator's office. Your package list will be forwarded to the M-2 Sponsors who in turn send it to the community.

Because the M-2 sponsors don't know how many men will be sending in their forms, they do not guarantee that everyone will receive a package.

The forms will be processed in the order that they are received. The deadline is Nov. 25, so make sure that you send your slip in at once.

Be sure you print your name, number, housing and your size where appropriate. Inmates are allowed one Christmas package, regardless of who sends it.

## Xmas Assistance For Families

The Salvation Army Christmas Program is offering aid to inmate's families, according to Captain Buzz Brewer, regional representative, California Correctional Service.

If your immediate family, wife, dependent young children, aged parents are in need of Christmas assistance, the Salvation Army may be able to help.

Forms may be picked up at the Garden Chapel or through your counselor's office. These forms must be completed by Nov. 14.

Captain Brewer will be happy to answer any questions you might have. He is available in the Garden Chapel every Friday.

## 4-to-3 Ruling

## State High Court Upholds Legality Of Death Penalty

By William Carlsen

The California Supreme Court upheld the death penalty last week and set the stage for the first execution in the state in 13 years.

The court, which in 1972 struck down death sentences as "cruel and unusual punishment," voted 4 to 3 to uphold the constitutionality of a 1977 law reinstating the death penalty.

The decision cleared the way for the execution of 22-year-old Earl Lloyd Jackson, who was convicted in 1978 of brutally murdering two elderly Long Beach widows while burglarizing their apartments.

If the decision against him is not overturned by the U.S. Supreme Court, Jackson could become the first person to be executed in California since 1967, when Aaron Mitchell died in the San Quentin gas chamber after his conviction for murdering a Sacramento policeman.

In the past eight years, voters have twice passed

statewide initiatives by large margins to write provisions for the death penalty into the state Constitution. In addition, the 1977 Legislature overrode a veto by Governor Brown and enacted the death penalty law.

Since then, a majority of the court has reversed death sentences at least seven times on such technical grounds as improper exclusion of jurors and misrepresentation of counsel. In those cases, the court never got to the question of the constitutionality of the law itself.

Last week, however, the majority of the justices re-

Continued on page 4

## Industries Workers Move To South and West Blocks

All inmates assigned to the furniture factory and the mattress factory will now be housed in the south block and the west block. During the weekend of Nov. 1 and 2, east block industries workers will receive cell moves to A section and west block.

Approximately 100 men will be moved to the fifth tier in Alpine Section of the south block. The remaining 50 industries workers will be moved to the fifth tier of the west block.

"These changes are being brought about in order to help make the industries a self-supporting entity," according to William Nyberg, acting associate warden of operations.

"The industries people have

been losing many manpower hours due to the men being off their assignments," said Nyberg. "Housing these men together will help keep the men on the job," he added.

East block officials will submit a list of all industries workers to the south block and the west block for housing in these units.

According to a memorandum dated Oct. 24, "The criteria for west block housing will be modified to reflect an emphasis on positive programming."

"Of the 150 industries workers, the west block will select the best 50 for housing in the west block," according to M.

Continued on page 4

## Mexican Consul Meets With SQ Mexican Nationals

Mr. E. Mendoza and Mr. J. Villalobos, members of the Mexican consulate, visited with San Quentin's Mexican Nationals in the Catholic chapel last week.

Approximately 20 San Quentin cons met with these diplomats to ask questions and receive answers concerning their



MR. E. MENDOZA AND MR. J. VILLALOBOS met with Mexican Nationals in Catholic Chapel.

alien status while in prison here in the United States.

Father O'Neill explained to the convicts that these men were here to find out what needs they may have while in San Quentin.

"We came to offer any kind of help we can," said Mendoza.

A questionnaire was passed among the men and it was explained that this information may help to expedite matters when dealing with the immigration department.

While Mr. Villalobos answered most of the general questions, Mr. Mendoza met in private with those men who had more personal questions.

One point explained to the men was the possibility of finishing out their time in a Mexican prison. This is made possible by an exchange program drafted in a treaty between the U.S. and Mexico in 1977.

For those men who would like more information concerning questions they may have about their alien status they may contact Ramiro Wong Contreras at 870 Market St., Suite 516, San Francisco, CA 94102.

—Weekend Movie—

## "Bronco Billy"

Clint Eastwood stars in this light-weight comedy as Bronco Billy McCoy, the kind-hearted leader of a bumbling Wild West troupe. Sondra Locke is his love interest, and Scatman Crothers plays the ringmaster of the show. Rated PG.

Joan Lisator  
251 Glorinda Ave.  
San Rafael, CA. 94901

USPS 480-700

## San Quentin Prison built in 1852



# Conclusion of State Bar's Report

### The California Prison System In 1979

A Report of the Executive Committee of  
the  
Criminal Law Section of the  
State Bar of California

#### — PART 5 —

#### The Choices

Some California prisons must be completely torn down and new ones built. The tendency now is to improvise and use a paint brush where a bulldozer is required. At San Quentin, the Department is pleased that prison walls have been painted. Yet, in various cellblocks on the mainline, windows are broken and the area is so cold that prisoners have to place cardboard over the bars to protect themselves from the wind. As the characterization "dungeon" implies, its physical plant is beyond redemption.

The unfortunate fact is that we are going to have to pay the price for decades of neglect and literally begin again. The choice is whether to continue to maintain these scandalously inadequate and increasingly dangerous institutions or rebuild from the ground up employing modern notions of penology and avoiding the mistakes of the past.

To say we cannot afford it is to say that we are without the humanity to provide civilized conditions for those who have been denied the power to regulate their own conditions. Those who suggest that men sentenced to prison live in a country club atmosphere simply do not know the facts. We are no closer to providing country clubs for persons convicted of crime than welfare is to providing luxury living for the poverty stricken.

It is shortsighted to talk about the enormous amount of

capital investment which is involved in the proposal to tear down factories of crime such as San Quentin and Folsom when the cost of what we are doing now is so enormous and the system we are maintaining is a demonstrable failure. The ultimate saving would be enormous if we could reduce the rate of recidivism by changing the character of our penal institutions and installing industries programs and other rehabilitative programs, thereby motivating more inmates to live law-abiding lives and to begin to pay their own way.

Over 100 years ago, in 1870, a group of prison administrators formed what is now known as the American Correctional Association. At its first meeting the Association promulgated a set of 22 principles. Included among them are the

— The aim of the prison should be to make industrious free men, rather than orderly and obedient prisoners.

Implementation of these goals has been grudging or not at all, and society has not progressed very far over the past 109 years. In the literature, however, there is evidence that in the 1960s the California correctional system was a progressive force in penal reform. If this is a fact, the regression has been enormous, principally through lack of leadership, lack of budget augmentation and a change in direction from rehabilitation to lengthy sentences, punishment and confinement.

Under the current physical conditions, along with lack of programs and incentive, the importance of human dignity

"We cast larger alms to the beggar; we put a new coat of paint on the slave quarters. We shine up the tools. But our heart is not in it. We don't really care. Keep 'em out of our sight; keep 'em quiet. Let up on the brutality; feed 'em. Keep 'em busy, but watch 'em'".

San Quentin, Soledad, Folsom, Vacaville and Chino are unfit for human habitation. Every year, the Legislature enacts new laws increasing both the number of state prison offenses and terms of imprisonment. At the same time, California's new Determinate Sentencing Law requires that prisoners serve fixed terms and does not permit the practice followed under the Indeterminate Sentencing Law by which prisoners were released to relieve overcrowding. The

leading since hundreds of prisoners were double-celled in June though capacity had not yet been reached. There are now 1,786 prisoners double celled in the system, in cells too small for one person.

Mr. Enomoto said that at the level of 23,000 to 24,000 prisoners it would be "wrong" to send another person to state prison. He agrees that double-celling constitutes cruel and inhuman punishment. He warned that a population of 28,000 to 29,000 would create a "disaster" and that the Department would be unable to control the violence that would result.

These are not distant possibilities or hypothetical speculations. They are sobering and frightening realities that are now upon us. Legislators call for harsher penalties and increased terms but are conspicuously unwilling to pay the bill. Tragically, we will all pay the bill, and soon. There will be violent explosions within our prisons, even if we are willing to make necessary reforms now. We can no longer tolerate these mindless cries to get tough by throwing more and more human fuel into the fires.

The choices are clear and we have to face them. We can continue to house our prisoners in these dungeons and pay the price of exploding crime and the shame of uncivilized behavior. Or we can start again, by destroying the prisons along with the pretense that they are "correctional institutions," and pay the financial cost which will be massive but may in the long run be an economy. In this report we have recommended the second choice, but on both moral and practical grounds we believe it is the only choice.

**"The choices are clear and we have to face them. We can continue to house our prisoners in these dungeons and pay the price of exploding crime and the shame of uncivilized behavior. Or we can start again, by destroying the prisons along with the pretense that they are 'correctional institutions,' and pay the financial cost which will be massive but may in the long run be an economy."**

following:

— Reformation, not vindictive suffering, should be the purpose of the penal treatment of prisoners.

— The prisoner should be made to realize that his destiny is in his own hands.

— Prison discipline should be such as to gain the will of the prisoner and conserve his self-respect.

and self-respect to inmate rehabilitation are forfeit in the name of "public safety," but really for the sake of austerity and political expediency. The cost, both in terms of tax dollars and human waste, will be enormous and, of course, public safety in the end will be the loser.

As Dr. Menninger said in the closing chapter of his treatise "The Crime of Punishment":

result is massive overcrowding with no safety valve.

In 1978, 8,753 male felons were sent to state prison, a record number. Through June, 1979, the total was 4,817 male felons. Director Enomoto told the Executive Committee in June, 1979 that the state prisons were then filled to 97% of total capacity and would be 100% filled by the end of 1979. Even the term "capacity" is mis-

## Slum Dwellers Come to Steal

## A Prison to Break Into

By Janelle Conaway

CARACAS, Venezuela (AP) — Nobody breaks out of El Junquito, Latin America's first low-security prison. Instead, people break in.

The compound — which houses 400 inmates serving time for every crime — is flanked by hillside slums, rows and rows of brick box-houses and wooden shacks.

"Hill people" have been breaking in to steal eggs from the prison chicken coop and tools from the workshops. In places where the shanties almost overhang the prison walls, children climb over to play inside.

"Most of the inmates come from there," said Warden Luis Augusto Sayago, sweeping his arm in an arc to take in the surrounding hillsides. "They can't get away from it."

El Junquito is an experimental low-security prison that selects its inmates on the basis of personality tests, not crimes. The first of its kind in Latin America, it has attracted some attention from prison officials in Argentina, Colombia and Guatemala. The reaction so far, according to Sayago, has been positive.

Part of what keeps the inmates inside the compound, said one of the few guards outside the low walls, is the fear of being transferred to the nearby Model Prison, known among the prisoners as "The Other Face of Hell."

But another reason is that the prisoners can learn trades and study up through university level while they serve time — things they had no chance to do when they lived on the hillsides.

"They come here sometimes not even knowing how to eat with a fork and knife," Sayago said.

The warden's current project is setting up a program at El Junquito to teach neighborhood people how to read and write. He said he believes adults who would feel humiliated by Ministry of Education instructors would not mind learning from inmates.

When Sayago took over El Junquito five years ago, he tore down the solitary confinement cells and let prisoners who could get outside loans start small businesses. Now there are rows of tiny shops that sell paintings, pottery and jewelry made by the inmates, as well as two large garages for fixing cars.

Work is mandatory, as is the three-hour study period most evenings.

In their spare time, prisoners take part in cultural activities. Recently they put on a play — "To Do Away With the Judgment of God" — at a downtown theater.

On Wednesdays and Sundays, visiting days, the little shops are filled with inmates' children. "They bring them here, where they can say, 'This is where Daddy works,'" Sayago said. "They don't like to go to the cells on family days. It makes them feel like prisoners."

The warden encourages the inmates to talk things over with him, even perceived problems with the system that put them behind walls.

On a stroll around the compound, he encouraged Vicente, a 20-year-old accused of murder, to articulate the faults of a system that has already kept him waiting more than a year without trial.

"The judges only work when they want to. It's a tyranny," Vicente said.

"But," he shrugged, "at least while we're here we can try to get ahead." Vicente proudly displayed a painting for sale, of two chained and straining hands.

Sayago said he wishes he could take his prisoners — whom he tends to call "boarders" — out of the shadow of their neighborhood, an environment he considers depressing. But he also has a motto: "The key to rehabilitation is not the place but the mind."

Sayago is an atypical warden and the only one of 27 in Venezuela to keep his job after the opposition party won last year's presidential election.

He says he has some problems with justice officials here, who cannot get used to the idea of prisoners strolling around with sharp tools in their belts. But a Justice Ministry spokesman denied any problems. "He has an excellent record," the spokesman said.

At least among the prisoners, who often walk into his office to use the telephone or tell him about family problems, Sayago seems to have made it.

One inmate, within earshot of the warden, joked about Sayago's being "repressive and spoiled." Out of hearing, the inmate said the warden was "incomparable — the best in South America."

## Fresno Detention Center Accepts Level I Convicts

The Director of Corrections has entered into an agreement with the Fresno County Sheriff to house minimum security California Department of Corrections (CDC) inmates at the Fresno County Industrial Farm (Branch Jail), according to George Watkins, CCII.

This program has been in effect for over a month and has had only one inmate apply and be accepted. This is probably due to the fact that there is no pay number, according to Watkins.

CDC inmates will mix with county jail inmates. Custody and the majority of the inmate program are handled by the Fresno County Sheriff. A CDC program coordinator is available to act as a liaison between the sheriff and the Department of Corrections.

The facility is located on a 400-acre site in Caruthers, approximately 18 miles southwest of Fresno. Inmates are housed in one of three 60-man barracks (dorms). Females are housed in a separate, smaller dorm.

The industrial farm raises

cattle and feed crops. Many of the inmate jobs are directly involved in, or associated with, the cattle raising function. Various other work assignments are also held by inmates.

Inmates classified as Level I custody who are within 45 to 180 days of parole or discharge may apply for the Fresno County Detention Program through their assigned caseworker. Applications will be screened by the CDC and the Fresno County Sheriff's staff to determine an inmate's acceptability for the program.

All cases accepted for placement in the program will be presented to a Classification Staff Representative (CSR) for review and endorsement.

The inmate will then be transported directly to Fresno by CDC transportation and Deuel Vocational Institution (DVI) will function as the hub institution.

Additional information regarding this program and referral slips are available through Mr. Watkins, pre-release counselor, ext. 350.

## San Quentin Question Man



By Tom Knudson  
How are living conditions in D section and what changes are needed to make them better?

**John Pirtle:** "There is too much noise in here. I think staff should issue out earplugs so a person could get some uninterrupted sleep."

**Gerald Johnson:** "We should be able to get showers more often. Most cons in here have no TV or radio and are subject to too much idle time. There should be at least a radio in every cell or earphones like San Quentin used to have. Something should be done about all the insects in here."

**John Hall:** "We should be allowed some time out in the yard to exercise. The administration should work on processing the men faster to get them on the mainline."

**Ray Corona:** "I feel that there are a lot of changes needed in D section. We need to get supplies on a regular basis, clean clothes and more showers. The MAC should get in here more often to help us with the problems we incur while living here."

**C. Johnson:** "Everyone in this unit should be single celled. Forty-eight square feet is just not enough room for one person, let alone two."

**Douglas Bond:** "D section needs to be cleaned up. We need to have a better line of communication with staff to deal with personal problems."

**Sergeant Hall:** "Convicts are spending too much time in here before getting classified. As long as they're not classified we don't know who is compatible to exercise with who."

**Officer Marquez:** "Yes, the men in here should be processed a little faster."

**Daniel Kates:** "Someone should be sent in here to control insect infestation or issue out some insect spray for each cell so the men living there could try and control them."

**Robert Cole:** "We could use more showers. The two hot meals we get everyday are usually cold."

**William Taylor:** "Living conditions are adequate, but they could be improved."

**T. Smith:** "Living conditions are bad. There is too much cell time and the ventilation in here is bad."

**S. Whitley:** "Living in here is extremely bad. Staff attitudes toward us leave much to be desired."

**Ricky Posada:** "Bad, we don't get showers regularly and the hot meals are always cold."

**John Smith:** "Deplorable and disgusting! I think the staff in here should be changed because they are all incompetent. We should be able to get some reading material in here besides Christian books."

**Bill Baker:** "Living conditions are not good. We don't get to exchange blankets or blues when they need it."

## Star Seminars Open for New Members

"Take Charge of Your Life" will be the theme of the talk given Nov. 6 by Patricia Fripp, an English lady who has been rated as one of America's top female motivational speakers. Star at SQ will host Miss Fripp,



PATRICIA FRIPP

who spoke here in 1977.

Other upcoming speakers include Paul Sibcy, founder of Permanetics, an organization for the development of human potential, and Russ Carley, formerly of Dale Carnegie, who will present films of Glenn Turner, a man who made \$100 million in two years time. Other speakers will be coming in and advance notice will be

given whenever possible, according to Carl McQuillion, Star director.

The regular success psychology program is open for new members. If you are not getting from life the results that you want, Star classes can show you a way that is proven successful as far back as 15,000 years.

You think success psychology has no place in the prison environment? Well, it does, more so than you can imagine. Most people think they know how to think, and in some respects they do. But there are techniques that can be applied that few people know about and even fewer fully understand, because few people really understand how the mind works.

Star classes reveal how the mind functions, how to restructure thought patterns, what principles of activity are best for the kind of results you want and how to enjoy your creative potential.

If you would like to check out these classes, send your name, number and housing to Carl McQuillion, B-54054, 1-W-33. You'll not regret it, said McQuillion.

## Ruth Rushen Sets High Priority to Improve Staff-Inmate Relations

Effective Aug. 6 a departmental task force was formed to delineate existing problems and propose solutions to improve staff-inmate relations. The primary goal of this task force is to develop a training program for all CDC personnel who supervise or have contact with inmates, according to Ms. M. Olley, CCII.

The task force will visit and tour San Quentin Oct. 30, 12-8 p.m. and again Oct 31, 8:30 a.m. to 3 p.m.

They will be soliciting input from both employees and inmates who may have an interest in the development of a standardized departmental training program designed to improve staff-inmate relations.

The Departmental Task Force members are:

• William Merkle, associate superintendent, California

Correctional Center, Susanville.

• Joseph Johnson, correctional lieutenant, California Medical Facility, Vacaville.

• Mary Olley, Correctional Counselor II, California State Prison, San Quentin.

• Larry Kamien, Correctional Counselor II, California Mens Colony, San Luis Obispo.

• Michael Carillo, program administrator, Correctional Training Facility, Soledad.

• Bonnie Garibay, correctional sergeant, Personnel Training and Resource Center, Norco.

• Rosie Vasquez, Parole Services Associate II, California Rehabilitation Center, Norco.

• Diana Smith, Correctional Counselor II, California Institution for Men, Chino.

To facilitate this process, Warden Sumner has appointed the following personnel at San Quentin to an ad hoc committee on staff-inmate relations. The members of this committee are:

• C. M. Larson, deputy warden, chairman.

• E. McNair, Correctional Counselor I, Inmate Group Activities Coordinator, pre-release building.

• R. Parham, vocational instructor, landscape gardening.

• G. Bourne, medical technical assistant, dental clinic.

• D. Barron, program administrator, E Unit.

• J. Alarcon, correctional officer, east block.

• L. Thomas, correctional lieutenant, B Unit.

• R. Broussal, correctional officer, third watch front count gate officer.

• R. McEntyre, sergeant, third watch, east block.

• K. Mendoza, Accountant I, accounting office.

Employees and inmates are invited to share their suggestions, ideas and proposals as to problems relating to staff-inmate relations, by submitting them to this committee.

This is your chance to speak up, San Quentin! The incessant need to improve staff-inmate relations cannot be overemphasized.

## College Information For L.A. Residents

Interested in a college education? Will you be paroling in the spring of 1981?

In the near future a representative of Cal-State, L.A., will be in the institution to speak to inmates who may be

interested in attending this school.

If you are interested, go to the education office and see Mr. Durkee for a ducat and the necessary information.

# Law Column

## Enhancements are Given for Felony Convictions

By Tom Wooten

Assembly Bill 2123 was signed by Gov. Brown on May 28 and took effect May 29, 1980. It amends Penal Code Section 1170.1 and renumbers it PC 1203.08.

It relates to nonviolent and violent felonies when they are used as consecutive sentences. It also deals with any resulting enhancements imposed by the courts.

**Note: AB 2123 does not deal with enhancements imposed during Serious Offender Hearings held by the Board of Prison Terms.**

### Nonviolent Felonies

AB 2123 was sponsored by Assemblyman Boatwright. It provides that any person convicted of two or more nonviolent felonies can be given consecutive terms.

Any consecutive sentences imposed under PC Sections 669 and 1170 will consist of all of the longest term imposed and one-third of the middle term of each consecutive sentence.

No enhancement can be imposed on consecutive terms. In no case involving nonviolent felony convictions can the total of consecutive sentences be more than five years or twice the base term imposed by the court.

### Violent Felonies

Listed below are the violent felonies described in PC Section 667.5

1. Murder or voluntary manslaughter.
2. Mayhem.
3. Rape as defined in subdivisions two and three of PC 261.
4. Sodomy by force, violence, duress, menace, or threat of great bodily harm.
5. Oral copulation by force, violence, duress, menace, or threat of great bodily harm.
6. Lewd acts on a child under 14 as defined in PC 288.
7. Any felony punishable by death or imprisonment in the state prison for life.
8. Any other felony in which the defendant inflicts great bodily injury on any person other than an accomplice, which has been charged and proved as provided for in PC Section 12022.7 on or after July 1, 1977, or as specified prior to July 1, 1977, in Sections 213, 264 and 461, or any felony in which the defendant uses a firearm which use has been charged and proved as provided in Section 12022.5.

All consecutive terms for violent felony convictions will consist of one-third of the middle term and one-third of any enhancement . . . to be served consecutively.

### Felonies Committed While in Prison or on Escape From Prison

All felony convictions committed while in prison or on escape from prison will run consecutively with person's present term.

If more than one felony is committed, those terms will begin when such person would have been released from prison on their original sentence.

These felonies can be run consecutively with each other. If they fall into the violent-felony category they will be calculated under the violent-felony rules (see Violent Felonies).

Nonviolent-felony convictions committed while in prison or on escape from prison will be calculated under the nonviolent-felony rules except the total consecutive sentences may exceed five years.

### Sex Offenders

The number of enhancements will not be limited. All enhancements will be served full and separately and not be merged with any other term or enhancement.

### Parolees

If you are on parole for a nonviolent felony and are convicted of a violent felony, you can't be given probation or a suspended sentence. Mandatory State prison.

If you are on parole for a violent felony you can't be granted probation or a suspended sentence if you are convicted of any new felony. Mandatory State prison.

A parolee who has served a term for a nonviolent felony and is convicted of a nonviolent offense, can be given probation or a suspended sentence.

## Stop-Smoking Clinic Offered

Dr. Leslie Anderson, a health educator, will conduct a five-evening Stop-Smoking Clinic Nov. 3 - 7.

The seminar will be held each evening from 6:20 - 9:20 p.m. in the Protestant Chapel. You may sign up by contacting Mr. Ed McNair at ext. 453 or the chapel clerk at ext. 367.

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

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## Death Penalty . . .

Continued from page 1

solved the constitutional question after rejecting Jackson's arguments that he had been inadequately represented by his attorney during his trial. The opinion was written by Justice Frank Richardson and signed by Justices William Clark and Wiley Manuel.

Providing the crucial fourth vote was Justice Frank Newman, who a year ago signed an opinion that went the opposite way in a similar case. In that case, Justice Stanley Mosk morally condemned capital punishment.

In a short three-page opinion, Newman wrote that he still shared Mosk's views on capital punishment but added that he agreed with his colleagues "who hold that the statute is constitutional and that the judgment of death therefore must be affirmed."

In an impassioned dissent, Chief Justice Rose Bird wrote, "Today, this court sends to his death an impoverished, illiterate and possibly retarded 19-year-old black youth by affirming a judgment that this court would not hesitate to reverse if any other offense were involved."

Justice Mathew Tobriner signed Bird's 50-page dissent as well as a separate dissent written by Mosk.

During Jackson's 1978 trial, prosecutors presented 29 witnesses who testified against him. Jackson's attorney, Theodore Veganes, presented no evidence in his defense.

In the penalty phase of the trial, during which the death penalty was imposed, the prosecution offered two witnesses, and none was presented by Veganes.

Bird listed seven serious errors that she claimed Jackson's lawyer made before and during the trial.

"There is indeed an element of caprice in the judgment of death under review," wrote Bird. "Appellant suffered the random misfortune of the appointment of a state-appointed attorney who failed to independently investigate his case and who lacked knowledge of basic criminal procedure."

She went on to add that the majority ruling "can only lend credence to the charge that the death penalty is arbitrarily and discriminatorily inflicted upon the poor, who are unable to retain competent counsel."

The decision must still withstand likely scrutiny by the U.S. Supreme Court, which has yet to rule on the constitutionality of California's death penalty law. The three dissenting state justices believe it will fail that test.

They claim that the state law will not meet U.S. Supreme Court standards set in 1976, which include a requirement for written reasons why a jury imposed the death penalty, a finding of at least one aggravating circumstance and a mechanism for meaningful appellate review.

The majority justices, however, believe the U.S. Supreme Court will uphold their decision. Newman asked, "How much should we demand of the individuals who draft death-penalty statutes? . . . Since I am persuaded that the California Legislature did so respond, I vote to uphold the statute."

If the high court backs the state court decision, Jackson will have one last appeal to the governor. If the appeal occurs before 1963, it will go to Governor Brown, who stood outside San Quentin in 1967 during an all-night vigil protesting the execution of Aaron Mitchell.

## Vets' Benefits To Be Lowered

A bill signed by the President Oct. 7 restricts benefits for veterans incarcerated in federal, state or local penal institutions on felony convictions.

They will receive compensation or Dependency and Indemnity Compensation (DIC) at a lesser rate after they have been confined for 60 days, according to Max Cleland, VA administrator.

## Pirates Win Again

San Quentin Pirates played the Coast Guard football team on the lower yard Saturday. Due to a breakdown in communication the game was not covered. The final score of the game was San Quentin 17, Coast Guard 0.

## Football Schedule

Nov. 1	Concord
Nov. 8	Alameda
Nov. 15	Moffet Field
Nov. 22	Treasure Island

## Mass. Rejects . . .

Continued from page 1

country, thousands of persons were convicted of murder and only about 50 a year were sentenced to death.

"No rational basis can be offered to explain why the few were executed and many others were not," the court said. "It cannot be said that only the 'worst' offenders were executed. All murders are extreme offenders."

The court also said standards established in the state constitution prohibits "cruel or unusual" punishment.

"All punishments might be said to be cruel, but what we examine here is the question of punishment which is too cruel under constitutional standards," the court said, after noting it would not focus on whether the death penalty was an "unusual" punishment.

## Industries . . .

Continued from page 1

Jensen, A section lieutenant.

"For housing in the south block the men will be selected randomly by race and age," said Jensen, "this will be done just to get the men in the block. There can be adjustments made later," he concluded.

In keeping with the theme of getting the men on their jobs, industries workers will be fed breakfast before the balance of the general population. This will enable them to go to work by 7:30 a.m.

Other changes in effect include:

- Counseling services will be available for industries workers one night per week.

- Canteen for industries workers will be on weekends only.

- Laundry exchange for industries inmates will be from 3:30 p.m. to 4:00 p.m.

- The block MTA's will make rounds prior to the early breakfast release.

## Two Chiors to Sing in Chapel

There will be two chiors singing in the Garden Chapel at 9 a. m. Saturday morning.

Featured will be the Fishermen from the Los Angeles area and the Spirit Borne, from Tacoma, Washington.

Both chiors are expected to appear later at the Nov. 1 meeting of Sate in the north dining hall, according to Chaplain Howard.

## Steps to the Death Penalty

Here is a summary of recent history of the death penalty in California:

Nov. 14, 1967: state Supreme Court stays all executions in California pending a later decision on the constitutionality of the death penalty.

Nov. 18, 1968: state Supreme Court, by a 4 to 3 vote, upholds capital punishment, while setting forth rules that require new penalty trials for 86 on death row.

Feb. 18, 1972: state Supreme Court decides, 6 to 1, that capital punishment violates the California Constitution's ban on "cruel or unusual punishment."

June 29, 1972: U.S. Supreme Court rules that most existing state and federal death penalty laws are unconstitutional, while indicating that it is possible to write capital punishment statutes that are constitutional.

Nov. 7, 1972: California voters, by a two-to-one margin, restore the death penalty by declaring that capital punishment is not "cruel or unusual punishment."

Sept. 25, 1973: Governor Ronald Reagan signs bill revising the law in keeping with U.S. Supreme Court guidelines.

Dec. 7, 1976: state Supreme Court unanimously rules that the state's death penalty statute is unconstitutional.

May 16, 1977: Legislature votes to restore death penalty.

May 27, 1977: Governor Brown vetoes death penalty law.

Aug. 11, 1977: state Legislature overrides Governor Brown's veto and restores death penalty.

Nov. 7, 1978: California voters overwhelmingly approve Proposition 7, expanding capital punishment in the state.

Jan. 11, 1979: California Supreme Court decides, six to one, that 1977's death penalty law cannot be applied retroactively.

Aug. 31, 1979: Complex five to two state Supreme Court ruling upholds death penalty, but hints it might be overturned at a later time.

June 26, 1980: state Supreme Court declares parts of the Nov. 7, 1978, proposition unconstitutional.

Oct. 23, 1980: state Supreme Court upholds death penalty in case of double murderer Earl Lloyd Jackson.

## Convict's Wife Sticks by Him

BIRMINGHAM, England (AP) — A woman who visited her husband at Birmingham Prison recently clearly believed in sticking by her man. She glued herself to him and surgeons had to separate them.

As the couple said farewells, the wife smeared a quick-acting glue used by construction workers on her palm, then shook hands with her husband and stuck fast.

The Home Office said husband, wife and a guard handcuffed to the prisoner's free arm were driven to a hospital, where surgeons separated the couple "after several hours."

The husband was taken back to prison, where he is awaiting trial. No charge was made against his wife and their names were not revealed.

**POPULATION  
COUNT  
3,026**

Friday, October 31

## Hospital Goes to Court For Progress Report

San Quentin's Neumiller Hospital went to court in Marin County Oct. 30, to satisfy Judge Henry Broderick that the hospital was making sufficient progress to meet the Dec. 31, licensing deadline previously set by the court.

Present at the hearing were San Quentin's Warden George Sumner, Chief Medical Officer Jack Williams, Chief Nurse Blackwell, attorneys for the Prison Law Office and the attorney general's office and Henry Schoenlein from the Santa Rosa Department of Health Services.

Sources inside the hospital have stated that the Department of Health Services informed the court that "The hospital looks good and will obtain a license before Dec. 31."

Among the improvements made at the time of the hearing was the installation of a new diet kitchen that "should be

ready by Dec. 1," the reduction of beds to 55 from 75 to help meet nursing standards and the firing of the hospital janitor.

Other improvements included the hiring of MTA's with a Vocational Nursing license to dispense drugs and a contract with two nursing registries to provide temporary registered nurses on a regular basis to the hospital.

Sources at the Prison Law Office have indicated it doesn't appear the San Quentin hospital is going to be able to meet licensing standards.

The controversy continues and the next court date is set for Dec. 29.



DIET KITCHEN, "Should be completed by Dec. 1."

## Wright vs. Enomoto Order Challenged

The 9th U.S. Court of Appeals in San Francisco is considering a challenge of a lower court order that would require improved conditions for maximum security inmates at three state prisons, including San Quentin.

The appellate court granted the state a 15-day stay of U.S. District Judge Stanley Weigel's order while the case is being considered.

Prison officials had appealed Weigel's order. They said the order might mean violence because it would require mixing dangerous inmates with others in exercise yards. They also objected to allowing conjugal visits for maximum-security inmates.

The order prohibits double-celling inmates, or putting two inmates to a cell, in top security sections.

Weigel ordered San Quentin Prison, the Deuel Vocational institution in Tracy and Soledad prison near Salinas to upgrade maximum security sections and called double-celling "inhuman."

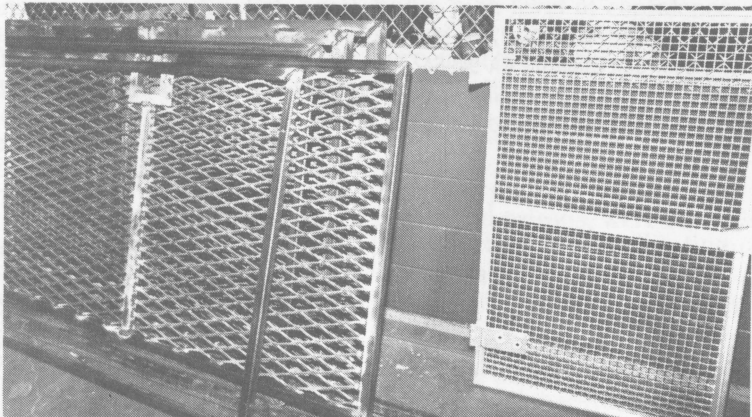
His ruling was in response to a class action suit filed in 1973 by a prisoner, James C. Wright, on behalf of all maximum security inmates at

the three prisons.

The suit claimed the state subjected prisoners to cruel and unusual punishment in some cases by segregating them from the prison mainstream under harsh conditions.

Many of Wright's accusations have been admitted or have gone uncontested by prison officials Weigel said.

At San Quentin there are 1,076 inmates in lockup units, although some of those are block workers and have more movement than the others, a spokeswoman said. Of the 1,076, 348 are housed two to a cell, she said. Lockup prisoners are generally let out of their cells only briefly each day.



METAL SCREEN DOOR and window screen made in the maintenance mechanic's shop for north block for security.

## Convict Killed On Lower Yard

James Dance, from Santa Clara County, was stabbed and killed Saturday morning on the lower yard, according to Mike Madding, prison information officer.

Dance, 32, serving a parole violation from San Mateo County was stabbed once in the base of the neck at approximately 9:40 a.m. He was then rushed to the prison hospital where he was pronounced dead at 10:22 a.m. said Madding.

One inmate was taken into custody after staff had found the victim running across the lower yard bleeding from the neck area.

One 12-inch steel prison-made knife was found by authorities and is believed to be the weapon used in the killing.

Commenting on the reason for the incident, Madding said, "After preliminary investigation, it is believed that the murder was perpetrated because of a debt, however the matter is still under investigation," he added.

According to the information officer, the suspect will be referred to the attorney general's office for possible prosecution.

This was the first killing in San Quentin since Feb. 22, 1979.

—Weekend Movie—

### Humanoids From the Deep

Gruesome, amphibious creatures rise from the ocean to stalk and destroy terrified humans. If nudity and gore upset you, you'll want to avoid this one. Stars Doug McClure, Ann Turkel, and Vic Morrow. Rated R.

—MEXICAN MOVIE—

### "Sexo Saciable"

## New Screen Doors For North Block

Metal screen doors for north block are still being mass produced in the maintenance shop for security, according to Dave Synold, chief of plant.

When completed, the screen doors will be installed between the front and back bar, making each side of the tier inaccessible from the other unless unlocked by a guard.

Fire doors for the hospital will be installed in the near future by outside contractors, Synold said.

## CDC Denies Hearings on Proposed Visiting Changes

(Reprint From Prisoners Journal)

Communications have been received by the Prisoners Union and the Visitors Advocacy Council denying a petition for a hearing on nine proposed changes to improve the California Department of Corrections visiting program.

The denial of the hearing was said to be "disappointing but not surprising" by the Prisoners Union president, Roney Nunes.

The Department apparently handled the petition by giving it to Mr. Senor Palacios, who was ordered to do a report on it for Mr. Samuel Yockey, chief deputy director of the CDC.

Mr. Palacios recommended denying all nine of the petitions by in his treatment of many of the individual petitions he recommended adoption of some modified form of the petition. Little of Mr. Palacios's work was reflected in the letter from Mr. Yockey to the Prisoners Union and the Visitors Advocacy Council.

The Prisoners Union and the Visitors Advocacy Council are requesting a reconsideration of the petition by the Department of Corrections.

The department's treatment of the petition did not evidence even a fundamental understanding of what was being asked.

The Prisoners Union and the Visitors Advocacy Council wanted the CDC to hold public hearings on the proposed rule changes. The CDC apparently treated the petitions as though the proposed rules had to be adopted in the exact form proposed, or dismissed.

As Yockey states in his letter of denial to the Union, "This department is not in a position to accept the specific language, or program proposals, which you set forth."

When analyzing the stated reasons for denial of the petition as stated by Yockey, a recurrent theme comes forth: the CDC cannot comply with such proposed changes due to limitations of space, staff, and budget. Such limitations are specifically cited by Yockey as reasons for denial of three

(family-centered visiting facilities, 30-minute processing of visitors, and written notification of reason for denial of a visit) of the proposed nine rule changes.

Barbara Bloom of Centerforce noted upon reviewing Yockey's letter of denial that "constraints of staff and space will always be a convenient excuse for the CDC."

Jim Rodgers of the Prison Ministry Activist Network in Oakland evaluated the response of Yockey as follows: "It seems that the main, though inarticulated, reason for the denials is a refusal to digest any change. The underlying assumptions are that code changes can happen only if the CDC keeps the current means of controlling visitors."

Another common explanation given by Yockey for the denials of the proposed visitation rules changes was that matters required further investigation to determine the true feasibility of the Prisoners Union suggestions. Proposals given this treatment were the toll-free information line for visitors and the request that family visits be allowed to those who do not qualify for home visits. Yockey and, summarily, the CDC seem to have made up their collective minds about these changes before they admittedly know enough about them.

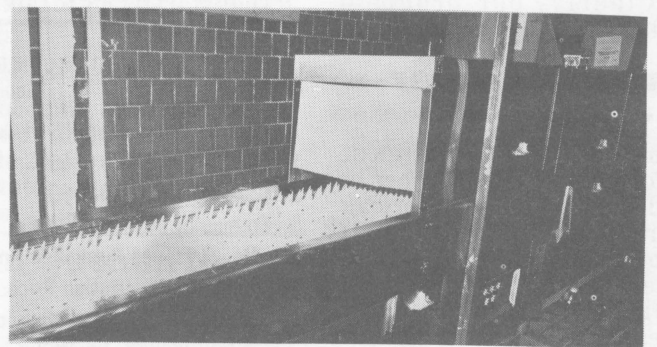
The Department of Corrections is, in effect, asking the petitioners to believe that the CDC will deny these proposals and then go on to pursue an investigation of their feasibility.

Another trouble spot in the denials was the issue of strip searches. The petitioners merely asked the CDC simply to follow the law as laid down

Continued on page 2

**POPULATION  
COUNT  
2,948**

Friday, November 14



## New Drainage System Stops Dishwasher

In case you've been wondering what's happening with the new \$28,000 dishwasher, here's what the News has been able to find out from the kitchen staff.

The reason for the use of paper trays and plastic utensils last week has been due to the fact that the dishwasher was shut down.

According to Sergeant Cummings, the steam in the kitchen was shut off, thus causing the dishwasher to be shut down also. The steam was shut off in order to allow maintenance workers an opportunity to install a new drainage system for the kitchen.

Cummings says that the steam has been turned back on and the dishwasher is now back in use.

When asked about the reason the trays were not coming out clean, Cummings stated, "There's been a problem with the pre-wash but the parts have been ordered."

That's where it stands for now.

Joan Liseter  
251 Clorinda Ave.  
San Rafael, CA.

94901

USPS 480-700

# PEP Offers SQ Convicts Preventative Therapy

By Mark Whittington  
Of the I-J staff

It doesn't take much to get Ernie started. He's a prison-yard philosopher, a lifer who spent time on death row.

Ernie is holding court, his foot twitching to some silent drummer behind his half-closed eyes. His non-stop chatter fills the quiet room inside San Quentin. He explains how he was thrown in the psychiatric ward after blowing up when the guards wouldn't let him send a last-minute telegram to his brother on his birthday.

But the dozen other inmates don't give Ernie any sympathy. They remind him that the prison only allows telegrams for emergencies.

"You're still holding onto all this. You knew the rules," one inmate says, confronting Ernie with his tendency to set himself up for these confrontations with the prison authorities.

"The biggest barriers are those we build inside ourselves," another inmate says.

The inmates are members of PEP, the Personal Expansion Program.

Two inmates groups — like this one — meet each week to work out their problems. The racially mixed groups air grievances that could be volatile topics "on the yard" or in the cellblocks.

The unique, experimental program was started four years ago by two Larkspur psychologists, Patricia Frisch and Alan Emery.

The program has worked with more than 350 inmates. The psychologists and their counselors also have worked with 100 correctional officers in a stress reduction program. They also run a training group for inmate counselors, counsel individuals and provide graduate students with practical experience.

The federal Office of Criminal Justice Planning has provided most of the program's \$120,000 budget. Some support also comes from the San Francisco and Packard foundations.

But President Carter's budget cutbacks mean the end of federal support in January, Ms. Frisch explained. They'll have to go to the foundations to get full support.

"Clearly, our program works. Now, the problem is to

make a complete program that works in society," Emery said.

The behavior of the program's participants improves within the prison, the psychologist said. They aren't sure if it keeps the prisoners from returning to prison because they haven't done the expensive, detailed studies needed to find out.

Back in the group, Ray talks about his problems with his lady. He's thinking of marrying his girlfriend of nine years, the mother of his two children. But he worries it will ruin their relationship.

Because they aren't married, the prison doesn't recognize their relationship. They aren't allowed conjugal visits in the "Bonehouse," the trailers used by married prisoners.

Ray has a court hearing coming up. He'll find out if he'll be out soon or if he'll have to serve the remaining seven years of his sentence.

The group dissects Ray's problem and offers support and suggestions. One inmate suggests marriage rather than battling frustrating prison restrictions.

Another gives him the name of a lawyer who is looking for this type of case.

Ray says he feels better after talking about it, although he still doesn't know what to do. He's not sure how he's going to tell all his thoughts to his girlfriend in the 15-minute phone conversations allowed prisoners.

Prisoners' relationships with their families often are at the core of the inmates' problems, according to the psychologists. They said they want to expand their program to include family therapy.

"They start trying to talk like

## Visiting Changes . . .

Continued from page 1

by the Court in *In re French*, and to stop excluding persons from the institutions for refusal to a strip search while visiting.

In the denial of this proposal the CDC stated that strip searches are necessary and exclusion from the institution is also necessary, and that the CDC fully intends to continue to use strip searches and exclusions.

At San Quentin, where *In re French* was brought, the administration is now putting people on noncontact visits for refusal to strip.

The present strategy of the Prisoners Union and the Visitors Advocacy Council calls for filing the petition for reconsideration at the end of October. The department will have 30 days to reconsider the matter and then to either set it for hearings or deny the petition.

The Prisoners Union and the Visitors Advocacy Council are asking all of the groups and individuals who supported the petition when it was first filed to write Ms. Ruth Rushen, director of the CDC, and express their disappointment in the failure to give the matter proper consideration. If the CDC again fails to hold hearings the Union and the Council have said they will go to the Legislature and the courts for relief.

this with their wives, and the women just aren't prepared for it," Ms. Frisch said.

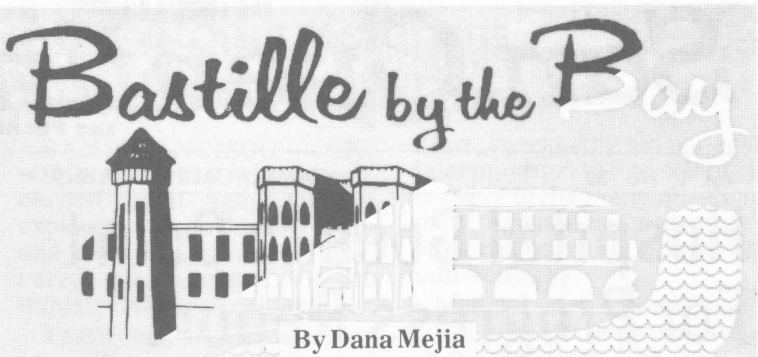
"They're moving back into an explosive marital relationship," Emery said.

"People react because of family problems. They often become criminals because of this," Ms. Frisch said. "If they go back out, they go back into the same situation that they left."

But the two said they believe working with the families can prevent many problems. The wives are at the prison often anyway, they said.

"Ultimately, family therapy can actually impact the recidivism rate," Emery said.

"Let's face it, they have to do something about prisons. They're slaughtering people in there," Ms. Frisch said.



## The Old San Quentin Shuffle

California prisoners, their families and friends and the communities from which they come have been dealt another disappointing setback by the California Department of Corrections.

The CDC had denied a request for public hearing on proposed changes to Title XV of the Administrative Code. These proposed changes were made with the intent to improve the CDC visiting program.

As a prisoner incarcerated here in San Quentin I am not surprised at the CDC's action. I am, however, somewhat disappointed with the director for the manner in which the petition for public hearings was handled.

The Prisoners Union and the Visitors Advocacy Counsel put a great deal of time and effort into developing these proposed changes:

- Allow home visits by prisoners.
- Place prisoners in institutions closest to home.
- Create family centered visiting environments.
- Require control over strip searches and written notice before strip searches
- Require written explanation when visits are restricted or denied.
- Set up a toll free information number for visitors.
- Process visitors into the institution in 30 minutes.
- Notify interested people before changing institutional rules.
- Use available facilities for family visits for those not receiving home visits.

Director Rushen has been spending a good deal of her time traveling throughout the state meeting with various groups interested in the rights of prisoners. In these meetings the director has expressed a strong interest in wanting to better prepare the prisoner for reentry into the outside world.

While she has directed most of her energies trying to create more meaningful employment and better paying jobs for inmates inside the walls, she has also expressed her recognition for prisoners to continue less restricted contact with the outside communities.

While I can see the benefits of creating more meaningful employment and better paying jobs, I am also aware of the fact that with the increasing number of prisoners in the CDC, and the limited number of jobs available, the success of these programs will only reach a small portion of the prisoner population.

For those California prisoners who are unable to work while in prison because of custody problems and the limited number of jobs available, the only way these prisoners can better prepare themselves for reentry into local communities is to have as much outside contact as is possible.

There are by far a great deal more prisoners in the department who are not working than are working. In some cases prisoners are taken from security lockup units directly to the streets when their release date is reached . . . and released into local communities.

The high rate of recidivism shows the difficulty that newly released prisoners have in adjusting to their new-found freedom.

Prisoners need very much to maintain their family ties. Research has indicated that prisoners who maintain contact with their families while they are incarcerated have a better chance to make their parole period successfully.

Various investigative agencies have released information that communities in this country are very much alarmed at the increasingly high crime rate.

Why shouldn't they be? Prisons are not working to prepare prisoners for reentry into the community.

Ms. Rushen has been very public in her first year as director of corrections and has made statements which have created the flicker of hope in prisoners and their families that there might be a chance of communicating with her administration.

In the past, any attempts to change the visiting programs at certain CDC institutions has been met with strong opposition.

The director has the authority to grant hearings on the proposed changes. However, others in the department who have been against any change still seem to be in control of day-to-day happenings.

If the director is truly serious about improving existing conditions and enhancing a prisoner's chances of making it in the outside world she is going to have to start dealing with the issues that affect the greatest part of the prison population. She is also going to have to start dealing personally with the matters that will have the greatest effect.

Taking the work of concerned citizens and passing it along to someone else who in turn passes it along to someone else is a very convenient way of not having to commit herself to dealing directly with the issues.

Prisoners and their families are all too familiar with this buck-passing, as we have been given the run around too many times in our everyday dealings with prison authorities.

If this is the course which the director is going to take on issues that are brought up from outside the department she is setting herself up for a serious loss of credibility from those concerned with the lives of prisoners.

While Ms. Rushen's intentions may be good, serious consideration on these proposed changes to the visiting program would help to influence those inside and outside that she is indeed the director of corrections.

MIKE MADDING

## Convicts' Corner —

### Did You Know?

The California Department of Corrections is a member in good standing of the American Correctional Association. It follows that the CDC should adhere to the standards set down by the ACA. In many cases this is not being done.

The American Correctional Association requires that all adult institutions have written policy and procedure requiring a healthful environment for inmates including but not limited to:

- Single cell occupancy, or closely supervised multiple occupancy in dormitories.
- Clean and orderly surroundings.
- Toilet, bathing, hand-washing and laundry facilities.
- Lighting, ventilation and heating.
- Compliance with all state and federal fire and safety regulations.
- A wholesome and nutritionally adequate diet.
- Clean, fitting and seasonable clothing — essential.

This is according to the Manual of Standards for Adult Correctional Institutions, No. 4287.

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## Court Argues Statutory Rape

WASHINGTON (AP) — California's "statutory" rape law should be struck down because it is based on "traditional and outmoded sex roles," the Supreme Court was told recently.

Gregory Jilka, a lawyer from Rohnert Park, Calif., told the justices that the law unconstitutionally discriminates against males.

"In this case, the male gender is used as a proxy for culpability," jilka argued.

The law makes it a crime for men or boys to have sexual intercourse with consenting females less than 18 years old. As in other states, females cannot commit a crime under the California law.

The court's eventual decision, expected sometime before next July, thus could affect similar laws in other states.

Representing a young man facing statutory rape charges, Jilka asked the nation's highest court to reverse a California Supreme Court ruling that the law is a permissible means of deterring teenage pregnancies.

"The statute is more concerned with the virtue of young girls, and not pregnancy protection," Jilka contended.

Sandy Kriegler, a deputy state attorney general, countered by emphasizing that the law seeks to protect young girls from "the extraordinary risk incurred by females" who engage in sex — pregnancy.

Both lawyers were buffeted by aggressive questioning.

Justice Thurgood Marshall, noting that California's law dates back to 1850 and originally was applied to girls under 10, rhetorically asked Kriegler, "Was there a rash of pregnancies among 9-year-old girls in 1850?"

Justice John Paul Stevens appeared troubled by the fact that the law seeks to prevent pregnancy without imposing any criminal liability on the young females themselves.

He attacked Kriegler's "greater risk" argument by saying it could be used to make it a crime for persons to speed on motorcycles only if they wear helmets — because persons who do not wear helmets face a greater risk of injury.

When Kriegler stated, "We don't know how many individuals are deterred by this statute," an unsmiling Stevens shot back, "Not very many."

## SQ Escapee Found Guilty

A 25-year-old San Quentin inmate, who walked out of prison dressed as a woman last year, has been convicted of escape and sentenced to 16 more months behind bars.

Guthrie L. Danowski, serving a life sentence for a San Bernardino kidnapping and robbery was convicted by a Marin Superior Court jury after acting as his own attorney.

Danowski walked out of the prison in a woman's dress on Oct. 7, 1979, and was captured three days later in Grapevine, Tex.

According to court records, Danowski was with his wife when a Grapevine police officer tried to stop him for a traffic violation. Danowski drove away but was halted and later returned to Marin.

He told the jury it was not an escape but rather "a non-violent walkaway."

He said he wanted to visit his ailing mother.

## Big Preholiday Show In North Dining Hall

A special preholiday show featuring James Brown and his Revue will take place Wednesday in the north dining hall.

Also featured will be Tour De Force, a country/rock group, female jazz singer Linda Marie and the Perfections from San Quentin.

According to the activities coordinators office, this is an

unofficial holiday granted by Warden Sumner. The show will be from 12 noon to 3 p.m. The institution will be closed at 11 a.m. Inmates will be released from their assignments at that time.

Visits will be held as usual. The show is sponsored by Mr. Ed McNair and 'BJ' from the activities coordinator's office.

### Crime Report

## Fear of Crime Affects Many Citizens' Lives

By Selwyn Raab

NEW YORK — Fear of crime has become so "alarmingly pervasive" in the United States that it has altered the way people live throughout the country, according to a report by a private research group.

It said that a growing fear of crime had prompted a majority of American families to acquire guns, legally or illegally, for self-protection. According to the report, more than half of those interviewed said they deliberately dressed plainly to avoid drawing the attention of criminals.

The report also asserted that half the city residents interviewed said fear of crime often prevented them from going out at night.

The study was sponsored by A-T-O Inc. and conducted by Research and Forecasts Inc., headed by John Crothers Pollock.

Pollock, directed the analysis, described it as a "pioneering" work.

"It is a major systematic study comparing the different causes leading to fear and what people do about the fear of crime," he said. The study, believed to be the only such analysis in the last decade, was based on telephone interviews last spring with 1,047 adults. The researchers maintain that the results are valid within a small margin of error for the entire population of 155 million adults.

Most Americans, according to the survey, have lost confidence in the criminal justice system. They favor giving the police greatly expanded powers and want harsher prison sentences, including the death penalty for persons convicted of murder. Almost half the population now favors sterilization of "habitual criminals," the analysis found.

A "precipitous climb" in crime began in the country at the end of World War II in 1945, the report noted. By 1978, the FBI's Uniform Crime Report counted an average of one violent crime every 30 seconds and a crime involving property loss every three seconds.

"Fear of crime is slowly paralyzing American society," the report warned adding:

"Although the facts about crime in America are shocking, society seems to have adapted to this new reality almost without being aware of how such an accommodation affects the nation's well-being. Crime and the fear of crime have, like a dark dye, permeated the fabric of American life. Yet the change has occurred so gradually, so insidiously, that society has accepted it."

No recommendations for fighting crime were offered in the study. Instead, the researchers said, "a clear awareness" of the extent of the fear of crime and its consequences on the public could

help in finding effective solutions.

The nationwide interviews resulted in these principal conclusions:

- Four of every 10 Americans are "highly fearful" they will be victims of murder, rape, robbery or assault and feel unsafe in their everyday environments.

- Residents of big cities, especially women and blacks, indicated the greatest fear of violent crime. In cities across the country, 52 percent had a "high fear" of being victimized. In the nation, 46 percent of the women said they were "significantly" frightened, compared with 34 percent of the men. Blacks, many of whom live in high-crime areas of cities, showed a "high fear" level of 48 percent, compared with 40 percent of whites.

- Fear of crime, the report asserted, "is alarmingly pervasive, crossing all demographic boundaries," including suburbs and farm areas and all age groups. According to the report, 41 percent of the residents of small cities, 39 percent in suburbs and 31 percent in rural areas expressed high levels of fear of crime.

- Gun ownership, especially in Southern states, has become "very common," with 42 percent of those interviewed nationwide saying there were guns in their households for protection. In rural areas, 62 percent of the homes had guns for protection; suburban areas, 51 percent; large cities, 42 percent.

Gun ownership for protection, however, was most common in the South, where 69 percent of residents reported having guns in their homes, compared with the East, where 31 percent said they owned guns. Pollock said those interviewed had not been asked if the guns were licensed or had been obtained illegally.

- A large majority — 84 percent — expressed "high levels" of confidence in the police, with 63 percent in favor of giving the police more power to question people. About 85 percent of the whites questioned said they had a high level of confidence in the police, compared with 77 percent of the blacks. A total of 51 percent said they would agree to higher taxes if it meant more police protection.

- Two other parts of the criminal-justice system, the courts and prisons, were rated as ineffective in rehabilitating criminals by 80 percent of those questioned. Eighty-six percent said longer sentences should be meted out, 66 percent supported the death penalty and 45 percent said habitual criminals should be sterilized.

Research and Forecast, is a subsidiary of Ruder and Finn, a public relations company that does work for A-T-O.

## Senator To Push Federal Death Laws

WASHINGTON (AP) — Sen. Strom Thurmond, about to become chairman of the Senate Judiciary Committee, says he'll do "everything I can" to press for reenactment of the death penalty for some federal crimes.

"It helps to deter crime. We have so much crime," the South Carolina Republican said.

"As a circuit court judge in South Carolina," he told a news conference, "I had to send four people to the electric chair. It was my duty to do it. I had no alternative. I think the death penalty helps to deter crime, and I expect as chairman of this committee to do everything I can to bring about a reduction in crime in this country."

Thurmond will replace Sen. Edward M. Kennedy, D-Mass., as committee chairman thanks to the Republicans' winning control of Congress for the first time since 1954.

The bill Thurmond supports would restore capital punishment for treason, espionage and first degree murder, including the assassination of the president, other high-ranking federal officials and visiting dignitaries. It also would cover kidnapping resulting in a death.

Last June, the Senate Democratic leadership headed off a move to pass a death penalty law favored by conservative Republicans.

The Supreme Court struck down a federal death penalty statute in 1972, ruling the law unconstitutional because it had been administered in a capricious and haphazard manner. Several states have since adopted new capital punishment laws that have been upheld by the court.

Thurmond also said that blacks and other minority groups have nothing to fear from Republican control of the Senate.

Blacks, he said, "have one of the best friends they could have in me. I believe in equality for all. I've always tried to treat them fairly and squarely."

Thurmond was once allied with the Dixiecrats, Southern Democrats who opposed the civil rights platform of the regular Democratic Party in 1948.

He became a Republican in 1964 and campaigned for GOP presidential nominee Barry M. Goldwater against President Lyndon B. Johnson.

### San Quentin News

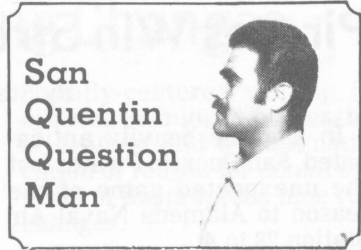
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The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

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By Tom Knudson  
What areas do you feel the MAC should be working on?

**Rocky Eaker:** "I think they should send out flyers to let the main population know what they're working on."

**Mickey Moffett:** "I would like to see them working on better athletic equipment for the mainline. Also more equipment to pass out for use by the mainline."

**Robert Knight:** "I'd like for the MAC to set up a better line of communication in San Quentin. Hell, none of the prisoners know what's going on."

**Robert Walker:** "I would really like to see them get the kitchen and food service in order. That would be a major step in the right direction."

**Danny Ruiz:** "They should be working on better programs and educational needs for the mainline. We could also use more vocational programs and more pay for the work convicts do."

**Jerry Stone:** "I would like to know how we benefit by the MAC. Since I've been here, I can't see anything that they have done for us. If they sent out memo's to the population we would at least know what they are trying to do."

**George D:** "The MAC is not what it used to be. They are trying to help the convicts, but it seems like they're not getting anywhere. Maybe if they came around to the cells they would at least find out what the convicts are thinking."

**Steve Jones:** "I think the MAC has done a lot in the past years. It's true that they can't change everything, but each change that they do make helps put us in the right direction."

**Eddy Chavez:** "I would like to see them get us more shows during the year. I think that the main population needs to know what changes are being proposed by the MAC."

**Mike Warren:** "I'd like to see the MAC get another canteen set up on the lower yard for weekends. We used to have on there before and it got a lot of use from the convicts."

**Robert Washington:** "I like them to get us better living conditions. We live in filthy cells with no hot water in some of them. There are roaches all over the place. Why can't they help change the way convicts are treated by some of the staff. We don't get much respect and that is important. I would also like to see them doing more for us than for themselves."

**Stan Pearson:** "The MAC should be working on improving their own needs before starting on other goals. If they were set up right we would possibly get the changes that are needed."

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# Pirates Win Streak Smashed

By Steven Mack

In a game heavily anticipated, San Quentin Pirates lost the unexpected game of the season to Alameda Naval Air Station 28 to 4.

Both teams met on the lower yard with undefeated records.

The Pirates having shown improvement over the last three games, were never able to move the ball with a lot of authority.

Alameda Naval Air Station took their first drive all the way in the end zone with the running of Ray Creel, quarterback for Alameda, and Greg Slocum, wide receiver.

Following the kick-off, quarterback Don Wilson for the Pirates fumbled a snap from the center, linebacker David Treadwell found the handle and ran back for a 31-yard touchdown.

Late in the second quarter, with the score 12-0, the Pirates held Alameda on the 1-yard line with a goal-line stand.

After a bad punt by the Pi-

rates, Alameda scored again on a 1-yard plunge by Creel.

With the score 20-0 at halftime, San Quentin's hope of an undefeated season was going down the drain.

Following the third quarter kick-off, Alameda was plagued with a lot of penalties and was forced to punt the ball.

The Pirates moved the ball for three consecutive first downs, before having to punt back to Alameda.

On the next series of plays "Bone" Walker, defensive captain of the Pirates, trapped Creel in the end zone for a two-point safety.

Following the kick-off, the Pirates were again unable to move the ball and had to punt.

Walker of the Pirates took Creel into the end zone for another safety.

The fourth quarter ended in a defensive battle by both teams.

The final score of the game was Alameda 28, San Quentin 4.

# Vietnam Veterans Can Tell Story

The Prison Arts Project is coordinating efforts to produce an anthology dealing with personal Vietnam experiences of convicts and correctional staff, according to Vic Diaz, Prison Arts Project Coordinator.

All those who submit manuscripts and poetry for this anthology will receive a copy of the completed book.

Anticipated completion and publishing date is June-July 1981. The editors will maintain correspondence with those authors who submit writings and all works will be copyrighted at time of publication.

Deadline for submission is Feb. 25, 1981. For information write to: Vic Diaz, Box 2000, Prison Arts Project, Vacaville, CA 95688.

# "Poppa" Woods Dies of Stroke

Henry "Poppa" Woods, 59-year-old ex-San Quentin convict, passed away Oct. 27 from a stroke.

Woods is survived by his wife, Lorene "Momma" Woods, known as the "Mother of San Quentin" by many convicts. She is responsible for providing pen pals for SQ prisoners and in some instances, even marriages.

*Request-a-Prayer*  
**Prayer Box**

Outside Garden Chapel  
For Everyone's Use

# All Vietnam Veterans Assured Medical Care

SAN FRANCISCO — "No eligible veteran who is concerned about Agent Orange exposure will be denied Veterans Administration medical care," Max Cleland, VA Administrator, assured Congress.

Testifying before the Subcommittee on Oversight and Investigation of the House Interstate and Foreign Commerce Committee, Cleland told Congress, "Unfortunately, we cannot provide all the answers to the many questions being raised today, nor will be able to do so in the near future."

Cleland described a comprehensive government-wide

effort, sparked by his personal determination to find scientific answers to the many questions about Agent Orange exposure being raised by his fellow Vietnam veterans.

Medical care will not be delayed until the answers are in, he emphasized. The hearing was the fourth time this month that scientists and government officials have reported their progress publicly to the groups and individuals who have expressed concern since 1978 that veterans may have latent affects to exposure to herbicide Orange during duty in Vietnam.

# Come to a Workshop

with  
Donald E. McMahon  
of the  
Small Business  
Administration



# How to start your own Small Business

**Wednesday, Nov. 19**  
**9:00 am — 11:00 am**

Sign up in the Education Building  
Ducats will be issued for Wednesday, Nov. 19.

You Are Invited to a

## Christian Science Lecture

at San Quentin

*"Come Join Christ's Health Revolution"*

By Clem W. Collins, a Christian Science Lecturer from Boston, Massachusetts

Learn how you can look to God for health as part of His system of healing

**SATURDAY, NOV. 15**  
**1:30 - 3:00 p.m.**  
**The Protestant Chapel**

A question and answer period will follow the talk

*Request-a-Prayer*

### Prayer Box

Outside Garden Chapel

For Everyone's Use



IT'S THAT TIME OF YEAR AGAIN. For those who dream of a white Christmas, it's not all that impossible. Looking north from San Francisco in the winter of 1972 the snow covered hills of Marin County displayed Mother Nature's white blanket.

# SQ Hosts 'Godfather' of Soul



"THE GODFATHER OF SOUL" visits San Quentin.

## James Brown Rocks a Packed North Dininghall

By the News Staff

JB's International — James Brown's explosive entourage of entertainers — invaded the Bastille Wednesday to perform in a special holiday show in the north dining hall.

Approximately 1,000 frantic and expectant SQ convicts were lined up on the upper yard waiting for the show to begin.

The back doors of the north dining hall swung open at 12:30 p.m., allowing an entrance reminiscent to that of the "Charge of the Light Brigade."

In addition to the 1,000-or-so

edgment but time and restrictions would not permit him to go in to see them.

The stage curtain was flung open at 12:50 p.m. and the show began.

On stage first were San Quentin's Perfections. They kicked off their performance with an upbeat rendition of "You Can Do It," much to the delight of an impatient crowd of waiting cons.

Their next number "Darling" was an original written

ANN McCLEOD of the Sugar Bees.

Their final number "Don't Let it Get You Down" was well-received by the audience and set the mood for the next group, Tour de Force.

Tour de Force, a bay area rock group, did three hard-rock selections that brought applause and cheers from an appreciative crowd of enthusiastic cons.

"The Girl's Got Rhythm," sung by Dathe Russel and accompanied by Lenny DuPont, guitar; Gary Storm, drums and Francis Elissetche on bass, was a strong performance.

It was followed by "Walking the Dog." It brought the crowds to its feet with powerful vocals and a lead guitar solo.

Their last number, "Don't Worry," was a display of their style of hard-driving rock music.

"We were honored to be invited to play at SQ," said Kathe Russell. "We can relate to the



## Gunman Fires Shot For Crowd Control

One warning shot was fired on the lower yard gym area last Friday when a gunman thought a yard officer was being surrounded, according to Mike Madding, prison information officer.

At 1:10 p.m. a lower yard officer broke up what he thought was an illegal card game, said Madding.

In the process of leaving the area the officer was caught in the middle of the dispersing group, causing a gunman to fear that his counterpart was in need of assistance.

One convict was taken into custody, but was later released, reported Madding.

## Sate Meeting In Jewish Chapel

There will be a Sate meeting this Sunday from 12 noon to 3 p.m.

The meeting will be conducted by three black women from San Francisco. The subject under discussion will be, "What do you feel are some of the myths and realities of black male/female relationships?"

This is a general meeting and everyone is invited.

## Radio Cord Kills San Quentin Con In His Prison Bunk

A San Quentin convict was found dead in his bunk in a maximum security cellblock Wednesday, his radio cord around his neck.

Prison officials said the body of Steven Copenhavre, 24, was discovered about 7:30 a.m. after his cellmate called to a guard for help.

A prison doctor was quickly called, but was unable to resuscitate the inmate.

Kopenhavre's radio was hanging over the side of his bunk from the cord around his neck, apparently exerting enough pressure on the cord to strangle him.

Both the prison and the Marin County coroner's office are investigating the strange death to determine if it was accidental or a suicide.

Copenhavre had been at San Quentin since June of 1978. He was serving time for escape, kidnap and robbery in Los Angeles County.

## Hire An Ex-con

## Prison Guards Seized in Drug Rip-off Case

By Erik Ingram  
Of the I-J staff

Two San Quentin guards and another man were arrested on suspicion of burglary and robbery following an attempted drug rip-off Thursday night in which a Marin undercover agent was held briefly with a gun at the back of his head.

One officer at the scene described the tense drama as "touch and go for awhile. It was close."

According to investigators, the arrest at the Howard Johnson Motor Lodge near Mill Valley stemmed from an ongoing investigation into drug trafficking behind prison walls.

Warden George Sumner acknowledged today that an investigation by The Department of Corrections has been going on for "some time."

"My reaction is that we are just cleaning our dirty laundry," Sumner said, "We're embarrassed we have such situations, but when we have them we have to do something about them."

Being held at Marin County Jail on \$50,000 bail each are: Timothy Carl Hiemstra, 22, and Lance Cotton, 35, both correctional officers; and Johnnie H. Webb, 26, of Oakland.

Investigators familiar with the case gave this account:

The state investigation began some months ago into reports of some guards dealing in drugs at the prison.

At some point, an informant told state and local inves-

tigators from the Marin Major Crimes Task Force that he knew of some guards interested in making contact with drug buyers and sellers.

As the investigation continued, it developed that the guards' intent was to "crash" drug deals and steal both money and drugs.

The Task Force, aided by state agents, sheriff's investigators, San Rafael police officers and others, arranged a phony drug transaction in which one agent would sell bogus dope to another agent. Word of the impending deal was then let out.

Learning of the deal, the guards who were suspected then plotted the rip-off, sources told the Independent-Journal.

Wednesday night, Sgt. William "Buzz" Keaton, who

Continued on page 4



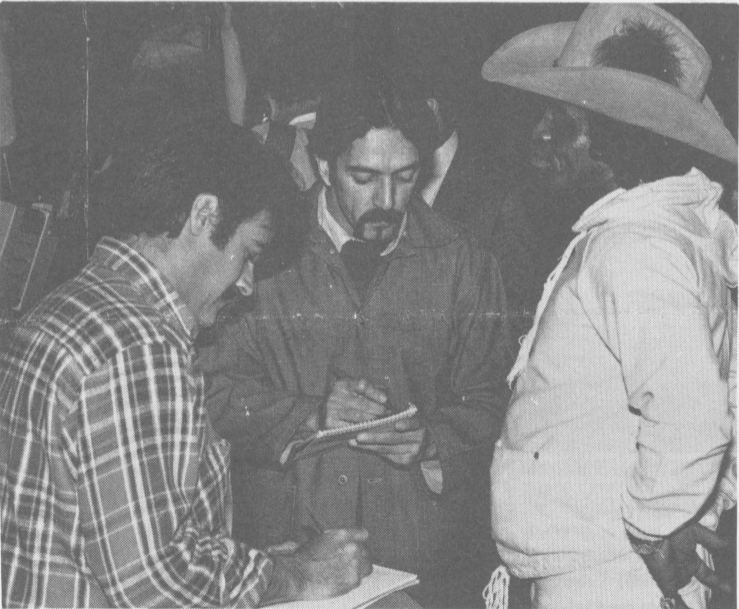
LOLA LOVE

cons awaiting Brown's appearance, a horde of outside media personalities, along with their production crews, swarmed about the stage area, bying for vantage points where they could set up their equipment.

A word spread of James Brown's arrival inside the walls, calls of recognition could be heard coming from the adjustment center and max B.

"Mr. Brown, come on in here," they called to him as he made his way to the north dining hall.

Brown waved in acknowl-



JAMES BROWN talks with S.Q. News reporters.

by Joel Adams, one of the Perfections. The other members of this talented group include Grady Jackson II and Melvin Malcom, all vocalist and dancers.

They were accompanied by Bob Varricchio, keys; Darrell Green, bass; Jerome Herron, drums; Will Stoneham, congas; and Richard Ybarra, guitar.

isolation of being in prison."

Lenny DuPont commented, "We wish we could have played longer and we'd like to come back."

Next up was bay area Jazz singer Lynda Marie who kept things jumping with her ver-

Continued on page 4

Joan Lister  
251 Clorinda Ave.  
San Rafael, CA. 94901

## WEEKEND MOVIE

## "All That Jazz"

This Academy Award-winning movie tells the story of Joe Gideon, a pill-popping, bed-hopping, work-obsessed Broadway choreographer as he relentlessly marches toward his own death. The film is best known for its sensational jazz-dance sequences. Stars Roy Scheider, Jessica Lange, Ben Vereen, and Ann Reinking. Rated R.

# The Visiting Room Spruces Up

By Dana Mejia and Donnie Johnson

San Quentin's ever-bustling visiting room is in the process of sprucing up, according to Lt. Fernandez, acting visiting room lieutenant.

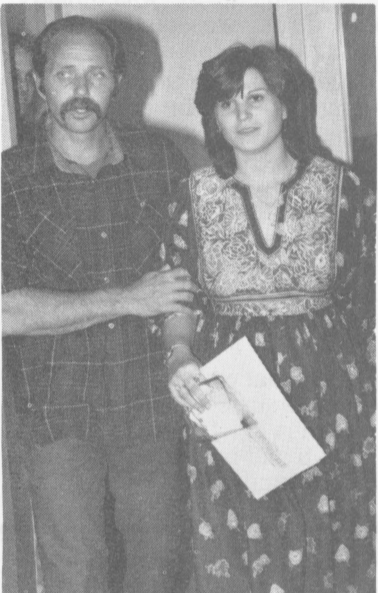
The visiting room is maintained and kept clean by a dedicated crew of San Quentin convicts and correctional staff.

It's through the efforts of this crew that the visiting room looks and runs as well as it does.

Although there are problems plaguing San Quentin's visiting program, it is far and above most visiting programs throughout the CDC.

Anyone who was in San Quentin before the present visiting room was built can tell you that visiting in San Quentin hasn't always been what it is today. There is no comparison. It was downright funky then.

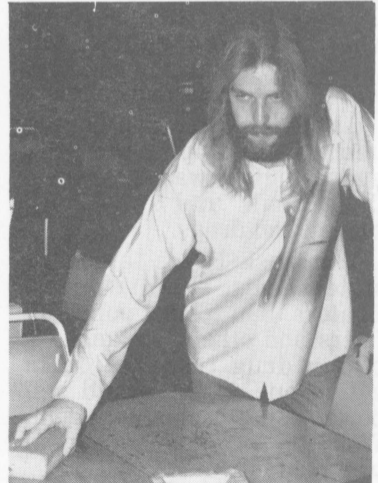
San Quentin's visiting room functions on the premise that



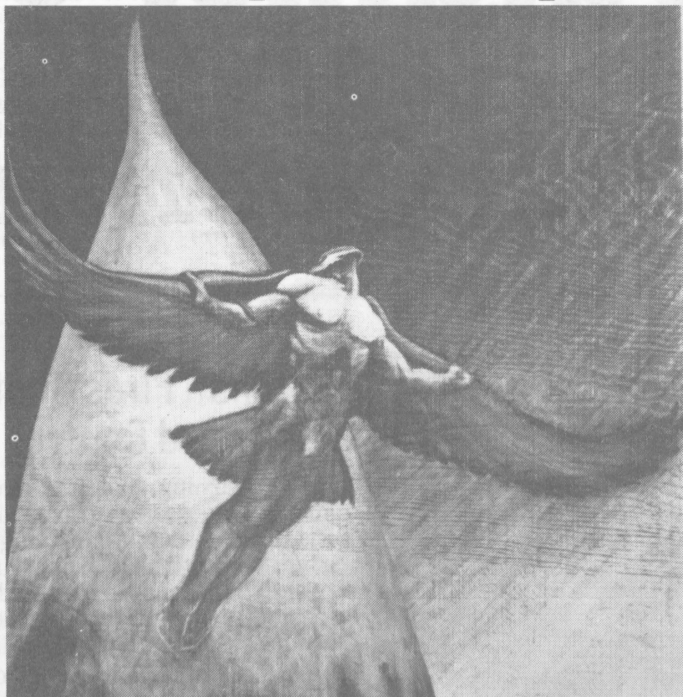
MR. and MRS. KENNETH COSPER, newlyweds.

continued contact with family and friends plays a big part in helping a con do his time in a constructive manner.

The visiting room processes between 300 and 400 visitors on an average day. On weekends they process in excess of 400 visitors. This results in the



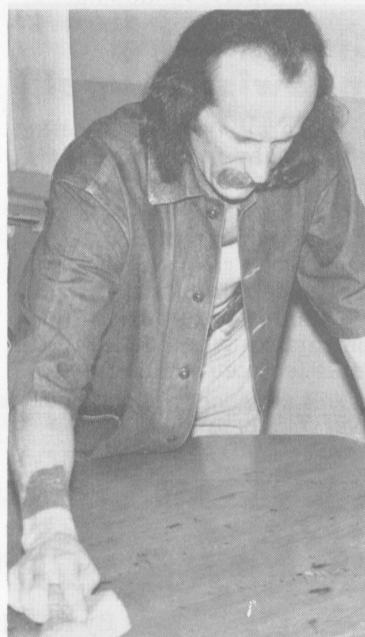
GREG DAVIS helps to keep visiting room clean.



MURAL, one of many colorful drawings in the San Quentin visiting room.

termination of some visits to make room for others, according to T. L. Hagan, visiting room officer.

The termination of visits is a difficult and disappointing situation. But, on the other hand, it's necessary when other visitors are waiting their turn. All San Quentin prisoners



"GOOFY" SIMPSON, visiting room crew member, cleaning up.

understand the frustrations of waiting . . . waiting being the name of the game.

So, when your visit is over Lt. Fernandez suggests that you leave as quickly as possible. This will give the next person some space for his visit. Also, your visitor cannot leave until you've checked in with the officer in the search area.

Calling people for visits is probably the biggest problem plaguing the San Quentin visiting room today.

Prisoners that work in the industries area seem to be the ones who suffer most due to a lack of communication between the east gate, the pass

window and the industrial area.

Scott Galleher, furniture factory worker, has told the News that his last two visits were delayed for at least three hours.

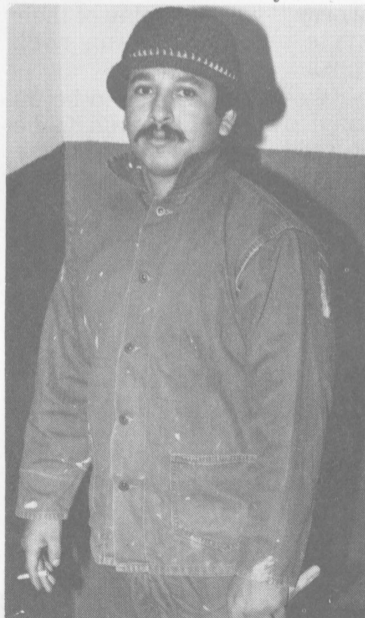
During the first week in September his visitor arrived at the east gate at 8 a.m. and he wasn't notified until 2:25 p.m. that she was here.

It happened again on Friday, Nov. 14, when the same visitor arrived at the institution at 10:30 a.m. and he wasn't called until 1:45 p.m. — a three-hour wait.

"It seems like having a job interferes with getting visits," said Galleher. "Now I see why guys getting visits don't go to work."

According to Lt. Fernandez there was a substitute officer working the pass window Nov. 14 and that was the problem on that particular day. "This will be taken care of," said the lieutenant.

"I'd like to see better communication between the pass window and the blocks and the industrial area," said Paul "Huero" Manriquez, visiting room leadman. "This would help alleviate the problem of overdue visits. Maybe an



SHORTY BLUE painting the walls in the visiting room and the search area.

intercom or something along those lines," he added.

Other problem areas regarding visiting are people aren't cleaning up after themselves when their visits end and people aren't watching their children closely enough, reported Lt. Fernandez.

With all its problems the SQ visiting room is a pretty good operation and is doing its best to accommodate prisoners and their loved ones. Besides that, it's the only game in town so everybody should be working to make it better.

## Law Column

### Assembly Bill 2123—Enhancement Bill

CDC Administrative bulletin A.B. No. 80/29, dated September 19, 1980, announces the enactment on May 28, 1980, of Assembly Bill 2123, which amends Penal Code section 1170.1 (a).

Some prisoners have gotten the impression that this amendment will allow them to drop or reduce enhancements to their sentence for gun use. Unfortunately, the only real effect of the new law is to make legal those gun use enhancements which had been declared illegal by *People v. Harvey* (1979) 25 Cal. 3d 754.

*People v. Harvey* interpreted language in the old section 1170.1 (a) which said that consecutive sentences ("subordinate terms") may not be enhanced if the consecutive offense is not listed in subdivision (c) of section 667.5. Paragraphs (1) through (7) of section 667.5 (c) lists seven specific violent felonies: (1) murder or voluntary manslaughter (2) mayhem (3) rape (4) sodomy by force, violence or threat (5) oral copulation by force, violence or threat (6) child molesting and (7) any felony punishable by death or life imprisonment. In addition, paragraph (8) of that subsection includes as violent felonies any felony involving great bodily injury, or "any felony in which defendant uses a firearm which use has been charged and proved."

In *People v. Harvey*, defendant received a subordinate term for armed robbery, which is not among the offenses specifically listed in section 667. (c) paragraphs (1) through (7). Despite this, the trial court gave defendant an 8 month enhancement for gun use, citing the general reference in section 667.5 (a) (8) to "any felony in which the defendant uses a firearm." But the Supreme Court held that section 1170.1 (a) allowed enhancements on a subordinate term only for those offenses specifically listed in section 667.5 (c). Felonies referred to only generally by paragraph (8) of section 667.5 (c) thus are not included in 1170.1 (a) under the *Harvey* rule. For example, a gun use enhancement on a subordinate consecutive term for armed robbery was illegal in *Harvey*.

In its Administrative Bulletin A.B. No. 80/1, dated January 2, 1980, the CDC instructed inmates with DSL sentences who believed that *Harvey* applied to them to write to their trial courts requesting an amended abstract of judgment. Inmates who were originally sentenced under the ISL and who believed that *Harvey* applies to them on their retroactively calculated DSL dates were instructed to file a Board of Prison Term (BPT) 1040 appeals form to have their sentences recalculated.

A special problem arose for ISL prisoners after the *Harvey* rule was handed down. Under Penal Code section 1170.2 (b), the BPT is empowered to hold an extended term hearing ("serious offender hearing") for ISL prisoners whose terms, as calculated under Penal Code section 1170.2 (a) (requiring the BPT to set new terms for ISL prisoners using DSL criteria), are too short in view of the BPT. Under section 1170.2 (b), the BPT's jurisdiction to hold such a serious offender hearing runs out on October 1, 1978, or 120 days after the prisoner has been received by the CDC, whichever is later.

However, in the case of *In re Caudillo*, 26 Cal. 3d 623, the Supreme Court held that under terms of section 1170.2 (b), the BPT's jurisdiction to hold a serious offender hearing is revived if an ISL prisoner's judgment is modified on appeal. In such a case, the BPT will be able to hold a serious offender hearing for the prisoner any time within 120 days of the date when the CDC received the prisoner's amended abstract of judgment.

The BPT and the CDC have taken the position that the *Caudillo* rule allows the BPT to hold a serious offender hearing for any ISL prisoner who has had his sentence reduced pursuant to *People v. Harvey*, within 120 days of the date when the prisoner's new *Harvey* release date was set.

CRB administrative directive No. 79-28, dated December 31, 1979, states that any ISL prisoner who has had his time reduced pursuant to *Harvey* may have his case referred to two members of the Board to determine if a serious offender hearing is appropriate. The BPT may then use a serious offender hearing to give an ISL prisoner back the time that had been taken off his term under the *Harvey* rule.

There are serious questions as to the legality of such action by the BPT. Unlike what was the case with the petitioner in *In re Caudillo*, an ISL prisoner who has had his sentence reduced under the *Harvey* rule has not had his underlying judgment reduced on appeal. No new abstract of judgment has been prepared for such prisoners. Thus, the *Caudillo* rule may not apply to the *Harvey* situation. Any ISL prisoners who have had *Harvey* time added on to their term by a serious offender hearing should consider filing a writ of habeas corpus with the court.

A.B. 2123, however, amends section 1170.1 (a) to state explicitly that felonies referred to in paragraph (8) of section 667.5 (c) are included in section 1170.1 (a). This amendment thus invalidates the *Harvey* rule for those inmates who have committed their offenses after May 28, the date the bill became law as an "emergency" measure.

Accordingly, Administrative Bulletin A.B. No. 80/29 states that sentences will now be calculated "according to usual procedures." By this is meant that under the new law, sentences will be calculated without taking the *Harvey* rule into consideration.

For ex post facto reasons it is unlikely that A.B. 2123 can be applied to prisoners who committed their offense before May 29, 1980. In *People v. Vizcarra* 110 Cal. Appl 3d 858, the Court declined to apply A.B. 2123 retroactively, noting that nothing in the bill contained no explicit provision requiring retroactive application. *People v. Childs* (1980) 106 Cal. Appl 3d 959, 972, has also declined to apply the new law retroactively.

## Inmate-Needs Assessments

Members of inmate organizations such as Squire's, MAC, Scope, Sate, T.M., Star, Mensa, La Mezcla, and all religious denominations combined, are working on a Grants Resource Center to increase resources to inmates and inmate organizations.

We know there are needs currently not being met, but it must be documented. Thus we need your cooperation by filling out this survey questionnaire.

What resources and programs do you feel you need to better your conditions here?

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Please turn the questionnaire in to the MAC office or any MAC representative. Remember, this is to help you. Survey results will be published. Thank you for your cooperation.



LITTLE PEOPLE . . .

By J. C. Clark

It is rather ironic when parents begin to construe their child or children as domesticated pets, instead of bestowing them the proper recognition as human beings.

Let us examine some of the reasons why such actions are becoming increasingly evidenced in social relationships of parent/child behavior. First and foremost our interview should be objective. In viewing the facts at hand, and how they relate to our realities based on common sense, observations, and fact. A man isn't a man just because you or I will take the notion to call him that. We know that there are certain processes that a male must go through in order to achieve his manhood.

If we were to use our subjective reasoning to view the world at large; we would in actuality be hindering our growth in becoming practical as human beings. In this particular instance; Webster's dictionary can be quoted on the word subjective to further emphasize the point being made.

Subjective: Resulting from the feelings of the person thinking rather than the attributes of the object thought of. Now, let us delve into the bowels of civilization, whereas we can establish some premise for the customs we practice today.

It is fairly common knowledge — with any given people — lives are built upon certain basics. Survival, shelter, food, and the progressive development of their races. These particular attributes are nurtured, and held in check by belief systems and genuine emotions. The major contention being put forth by contemporary anthropologists is that all societies passed through three basic stages of development: from savagery, barbarism, to civilization. In essence, from the simple to complex. Progress was possible for all. Within all these societies there existed the universal practice of love and affection toward children. People aren't suppose to raise children to eat them, nor to misuse or abuse them. The child, in fact, represents the renewal of the race.

Traditions changed creating an unstableness within the family structure. Consequently these fundamental changes have had a tremendous affect upon our society's behavior patterns. Children seldom have a selective choice in the matter. He or she must go along with the program as administered by the parent. However a child will very often reject or buck a parent's discipline, giving rise to cultural deviation. This sort of protest taken by a child eventually leads to the corruption of the principles under which he or she was raised.

Folklore and living standards are tossed to the wind. When children begin to rival their social arrangement at home, it creates problems for the world. A good reason why such problems develop; children are literally locked into mental bondage and held accountable for their every action.

For instance, Billy Jo was afraid of other children because his parents didn't allow him to associate with other kids. Sometimes the reasons given to him were because of age, cultural differences, and racial prejudices. Having overly restrictive parents, Billy Jo was denied the natural expressions to have fun, to do things that children do, and to be harmonious with life and others. Billy Jo is at a precise disadvantage. He doesn't know how to relate to other people as a result of his oppressive child-raising.

There are solutuons to these types of problems but they are not tucked away neatly within myth, standard or divine law. This applies particularly to the problem now before us. As adults many are acting out authoritative parental roles, over-looking their childs interests, thus stifling their ambitions. This brings us to a focal point of a major contradiction: Authority vs. Logic.

Our beliefs often govern our lives and the way we deal with our realities. Our beliefs can also make us blind to reality. If as a parent, you think that your child belongs to you as a slave, you will be met with strong resistance and a rebellious child for all your troubles. It's a very typical occurrence to see a parent who doesn't know enough about his or her self; let alone to be able to raise a child. Many are so regimented by society that they actually function like robots, creating belief systems based on a new novel or soap opera.

They create a vested interest in their new system to the extent that they become conscious of it as a system. Actions are taken to nurture and to maintain the controlling system intact. Competing belief systems come to be regarded as heathen, unapproachable, uncultured, and so forth.

For a parent to maintain a strict and unflexible adherence to a tradition—societal expectancy— at the risk of ruining his/her child's life, is the crime of the century. Times change, and people should change with them.

As a concerned individual for children's rights I am strongly stressing this point: "Don't take your children for granted." Their decisions will one day rule the world. In most cases, if a child is bent on doing wrong, with ecough hard knocks resulting from his or her experiences, their need for change will come as a natural phenomenon with little or no need for further punishment to influence it. The reason for this is held within the nature of human beings. After all, children are none other than little people growing up to become adults.

MAC Reports

The Men's Advisory Council met Oct. 28 for their regular weekly agenda.

**Food Service**

The deterioration of the messhall was discussed. Walter Speights, MAC president, said that he had talked to the warden about the food service situation and that from now on the deputy warden would inspect the messhalls personally.

**Lower-Yard Canteen**

A new lower-yard canteen is on the drawing boards, according to an MAC spokesman.

The new canteen will be stocked with merchandise purchased with MAC revenues. Funds generated by the canteen will go into a MAC fund, reports the spokesman.

The new canteen could be open next summer.

**Picture Tickets for Visiting Room**

The MAC is working on a proposal that would allow visitors to purchase picture tickets if they wish to, according to C. F. Stevenson, MAC secretary.

**MAC Elections**

The MAC will hold general elections the first week of January.

An election committee has been formed to oversee the election.

Appointed by MAC president Speights were representatives Rand, food service; Johnson, movie committee; Lee, public relations; and Lewis, canteen director.

Bookkeeping Offered

The Education Department is now taking applications for students interested in a beginning bookkeeping class to be given in the night school.

This class will be at 6:20 p.m. and 8:20 p.m. on Mondays and Wednesdays.

Inmates interested in taking this class may sign up in the education building.

**Al-Islamic Pie Sale Deadline Dec. 3**

It makes no difference what race or color you are, those Muslim pies taste good by any standard; according to Imam John M. Faquir.

San Quentin Al-Islamic community is now holding its fourth pie sale this year. The deadline for ordering is Dec. 3 and the pies will be delivered on Jan. 10.

Anyone wishing to make an order can do so from their housing unit or yard.

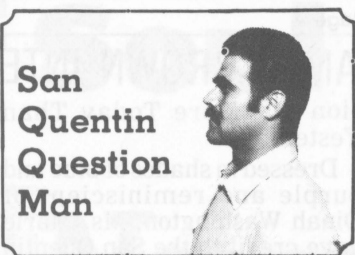
The pastry can be purchased by mainline population and lock-up units for \$3 each.

**L.A. Bus Runs Dec. 5**

The Help Public Service Foundation has a bus scheduled for San Quentin from the Los Angeles area on Dec. 5.

The bus will transport visitors for the weekend Sat., Dec. 6, and Sun., Dec. 7.

For information contact HPSF, 8215 S. Broadway, P.O. Box 73749, Los Angeles, CA 90003, Phone 213-753-1265.



By Tom Knudson

What would you like to see in the San Quentin News that doesn't appear now?

Jay Capra: "I would like to see a classified ad section listing available jobs within the institution for convicts. Also job opportunities on the outside for new parolees. A lot of guys in here have no one to write to . . . so a personal section for obtaining pen pals would be appropriate."

Eddie Alvarado: "I would like to see a humor section for cartoons and jokes. Why don't you add a Christian corner with a thought for the week?"

Joe Roberts: "I would like to see more human interest stories dealing with people in prison. A lot of prisoners are active in making crafts that should be mentioned in the San Quentin News."

Henry Pohl: "I really enjoy the Bastille by the Bay and would like to see them appear in the paper every week."

Don Wesley: "I'd like to see a spread on how the prison has changed through the years . . . not only the buildings but the administrations, rules and punishments that were given out."

Warty Bliggins: "There should be better coverage of the sports in the San Quentin News."

Almustafa Abdul Ahmed: "I would like to see more news about the MAC concerning what they are doing to benefit the general population that they are representing in this institution."

Tom Lipton: "I don't see many articles on sports in the paper and feel that there should be more coverage about what is going on in the gym and the activities that they offer."

D. Kelley: "I would like to see more interviews with convicts that have been in San Quentin a while. They can tell us how it was in earlier years as opposed to now."

Steven Chase: "How about a Dear Abbey column every week and editorials."

"Shorty Blue": "I would like to see some coverage on the activities that are held in the visiting room."

Jesse Valdez: "I'd like to see the News print short stories written by convicts. Stories that tell about the emotional stress that they endure while incarcerated."

Bobby Franklin: "Humor! A space in the paper for cartoon every week. Jokes that emphasize prison life from week to week."

Jim Gallo: "I would like to see some stories written from the families' view and what changes they go through."

Joe Morse: "A law column with up to date court decisions that affect people in prison."

Letters

Dear Editor:

I've been reading a lot about the hospital here at San Quentin lately.

There seems to be quite a dispute between the chief medical officer and the Marin County Superior Court. Being a convict and more than a little concerned, I am forced to choose whose favor I take. After reading about and experiencing the inadequacies of the hospital I have to go with the court.

There are several alarming practices that take place at the hospital, albeit human error or otherwise.

The first thing is the confusion, due to the overcrowding of the institution in general. This creates a lot of uncertainty whether one will in fact be seen at all in the sick call clinic.

I was there on a recent Monday morning and waited from 9 a.m. to 12:30 p.m. to be seen. At the time I was seen there were still 8 to 10 convicts waiting. I was told by one of my neighbors, who was also waiting, that he and several others were told that they would have to return some other day.

Secondly, once referred to a specialty clinic it is also a lengthy wait for that. I was told by a staff doctor that once a convict becomes the "property" of a specialty clinic the sick call doctors are not supposed to treat that condition.

After a cell move affected my condition, I waited an entire month to see a specialist.

Now some may not readily see the importance of correcting these procedures and lack of proper equipment and understaffing, but once they have surgery here and lose all confidence in the hospital's ability to handle complications it becomes of paramount significance.

Most of us usually take a medical facility's procedures and competence for granted. We can usually trust the regulations and human compassion to take away our fears. At our hospital here not one of us can be sure that we will receive proper and adequate care.

In the San Quentin News (Nov. 7) the chief medical officer is quoted several times in response to questions about the quality of the emergency health care.

He seems to respond a little on the ambiguous side. Stating that he believes an inmate can receive quicker attention here in emergency cases than someone on the outside if they were struck by a car in front of their own home. We aren't concerned about what goes on in his hometown.

The fact is, every convict in San Quentin is no more than one city block away from the hospital emergency room. The issue is the quality of the medical care.

An MTA, LVN, or RN is not qualified to perform many emergency tasks. Everyone knows that in all medical emergencies time is a major factor in whether the patient will live or die.

He also talks of his knowledge that there are no hospitals where similar things don't occur. Does he mean that since deaths have occurred on the outside due to "human error" it's okay for some of us to die that way here? If we could get the truth from him it would be interesting to find out if he would consider bringing a member of his family here for an operation. Yeah . . . I'm serious as a heart attack.

In summary, I wish not to place blame on any one particular person or group of persons, rather I blame the system in general. The hospital here is pitifully insufficient to cope with the medical needs of the prisoners in the CDC.

I do however, want to lay praise on the few who try to perform their duties in a competent manner within an incompetent system and facility. Those who take advantage of the faults in the system by lowering their own standards upon that justification, only make matters worse.

As this is of utmost concern to my personal welfare, not to mention others whose very life may depend, I can only hope that Judge Broderick will see through the imaginations of the chief medical officer in requesting to extend the Dec. 31 deadline for correction of the conditions.

I also sincerely hope that he will order immediate and drastic renovations, proper staffing, cleanliness and procedures.

— Dan Newton, East Block

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## JAMES BROWN INTERNATIONALS from page 1

sion of "More Today Than Yesterday."

Dressed in shades of blue and purple and reminiscent of Dinah Washington, Ms. Marie gave credit to the San Quentin band who performed with her.

They included Will Stoneham, congas; Jerome Herron, drums; George Burbage, bass and Bob Barrichico on keys.

Her second song, "Our Day Will Come," showed her many talents as the crowd applauded and called for more.

"September Song" as sung by Ms. Marie, was an exhibit of her versatility and wit.



KATHE RUSSELL lead vocalist for Tour de Force.

Her communication with the captive audience who were gathered in the north dining hall was complete and the crowd showed it by giving her a standing ovation.

Following Ms. Marie's performance, the media crews started jockeying for positions in anticipation of James Brown's arrival on stage.

With the crowd chanting, "JB! JB! JB!," the curtains opened to the sounds of the brass section of JB's International.

The excited audience was swaying and clapping to the funky beat of the introduction played by the band who include Hollie Farris, leader and trumpet; Jimmy Nolan, lead guitar; David Weston, bass; Arthur Dickson, drums; Moses Turner, drums; Johnny Griggs, percussion; St. Clair Pinckney, tenor sax; Joe Poff, alto sax; Joe Collier, french horn; Bobby Byrd, keys; Jerry Poindexter, keys; and Ronald Laster, rhythm guitar and emcee for the band.

Their next number was

"Rise" with solo presentations by Joe Collier from Augusta, Georgia and Hollie Farris from Atlanta, Georgia. The rest of the band was introduced to the crowd during a medley of space songs that included "2001," "Theme From Star Wars" and "Over the Rainbow."

As the medley ended Ron Laster asked the crowd, "Do ya'll want to see some ladies?"

"Yeah!" was the answer that thundered back.

The sugar Bees, Brown's back-up vocalists and dancers, boogied on stage and, again, the crowd was on its feet cheering them on.

This talented group of singers consisted of Kathy Jordan, Martha High and Ann McCleod.

They sang three numbers including "Upside Down." During and after each song the cons in the audience clapped and screamed their appreciation.

"It's great having an all-male audience," commented Ann McCleod. "Who could ask for more?" she added as she looked around at the audience.

Lola Love, James Brown's personal dancer since 1973 and billed as the "Dancing Sex Machine," came on stage wearing a yellow body suit.

This brought roars of approval from the crowd as Ms. Love, with all parts moving, danced while the Sugar Bees sang and the crowd went crazy.

With flashbulbs popping, TV cameras rolling and the crowd on its feet in anticipation calling, "JB!" "JB!" came the incomparable "Godfather of Soul," James Brown, singing "Too Funky in Here," and he was.

The north dining hall vibrated with the beat of "Gonna Have a Funky Good Time," and that was how it was as Brown took the crowd with him singing "I'm Back! I'm Back!," signifying his return



JAMES BROWN GETTIN' FUNKY. to the spotlight after a 3-year absence.

"Try Me, Try Me," he sang out to the crowd as he sweated profusely from the energy he was expending. With his spirit, talent and enthusiasm Brown sang and danced his way through a medley of 13 tunes... each one of them brought roars

## SQ Records Office Found Too Slow

San Quentin prisoner, Robert E. Dickey was granted relief from Marin County Superior Court Judge Richard H. Breiner recently when the court found that San Quentin authorities unreasonably delayed disposition of two detainees.

Dickey, who filed a writ of habeas corpus with the Marin County court Aug. 2, alleged that the San Quentin records office was unreasonably delaying the handling of two out-of-state holds against him.

"From the beginning of his incarceration," read the court's minute order, "petitioner made numerous and diligent efforts to first, seek information from his counselor and other prison employees concerning the status of any detainees, and secondly, to obtain the forms necessary for him to complete in order to formally begin the detainer proceeding."

As the result of the court's findings, Dickey's two out-of-state detainees were quashed.

of approval from the standing crowd.

In a pre-show interview with channel 5, Brown stated, "I was in prison when I was a kid. I could have run from it, but, I had guts enough to take it and deal with it. Now I can come back and do something for other people," and he did just that.

Responding to questions after the show for the News, Brown said, "I thought the San Quentin audience was great. I needed them and I think they needed me."

James Brown thinks there should be more shows in prison. "I'm going to do what I can to make that happen," he said.

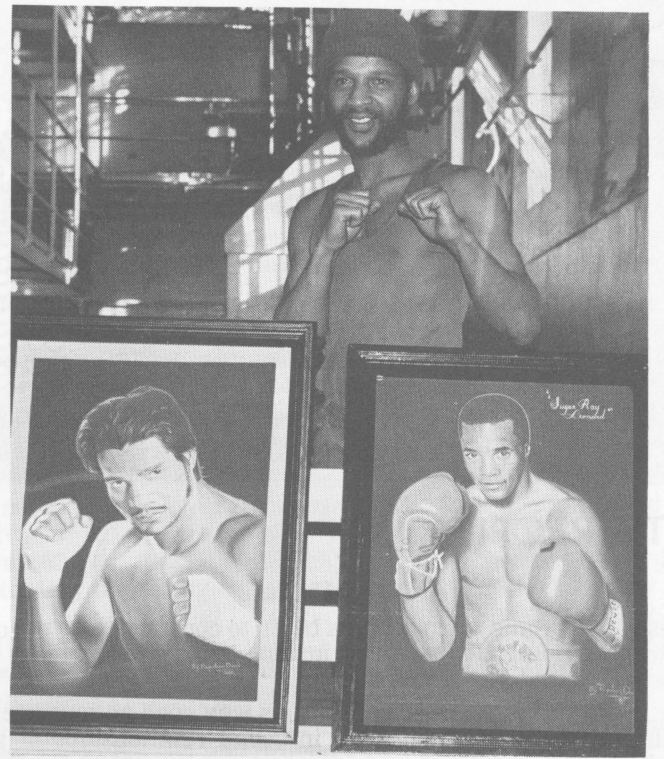
"I'd like to come to San Quentin and spend a day here talking with the guys and maybe shoot a few baskets... and give a show."

Hard working James Brown stated that he worked as hard today as if he'd been playing to 50,000 people paying \$20 a head. This was evidenced by his performance and its reception by the convicts of San Quentin.

This was one of the biggest multi-media events in San Quentin in quite a while. A lot of the credit should go to those who helped put it together.

These included, activities coordinator Ed McNair, his clerk BJ, BJ's wife — J.J., Shirley Amey, Peter Afterman — booking agent for the Keystone Clubs, the clean-up crew, electricians and the correctional staff who volunteered their time.

A special thanks should go to Tour de Force and their sound manager, Tim O'Connor, for supplying the sound equipment.



NAPOLEON DAVIS displays his pastel drawings of welterweight champion Roberto Duran and ex-champ Sugar Ray Leonard. Davis, a seven-year resident of San Quentin, was inspired by their previous fight. The Duran-Leonard rematch is scheduled for next week.

## PRISON GUARDS

Continued from page 1

heads the Task Force, checked into a room at the Howard Johnson Motor Lodge with a package of bogus dope.

There he waited for Sheriff's Deputy Dennis Finnegan, also a member of the Task Force, to arrive with a roll of money.

Investigators said the three suspects planned to follow Finnegan into the room and steal both the money and the dope.

That plan changed, however, and Cotton and Hiemstra entered the motel room before Finnegan arrived.

Pointing a cocked pistol at Keaton's head, they ordered him to the floor, investigators said. The two men took the package of bogus dope and Keaton's car keys in order to search his trunk for more drugs.

Keaton was held at gunpoint by Cotton while Hiemstra left to search his car.

Officers with shotguns were stationed outside on the balcony of the room and listened as the drama was played out.

After Hiemstra left, Keaton used a prearranged signal to call in the waiting officers.

"Police officer. Hold it right there. Drop that gun!" one officer shouted as he entered from the balcony, his 12-gauge shotgun pointed at Cotton.

Cotton, still armed with the pistol, bolted out the front door and escaped into a nearby field. He was not apprehended but turned himself in this morning to lawmen. A cocked and loaded .45-caliber pistol was found near the scene.

Hiemstra, meanwhile, was arrested as he approached Keaton's car.

West was found waiting in a vehicle and was arrested on the spot.

## San Quentin News

USPS 480-700

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The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

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J.B.,s INTERNATIONALS AND THE SUGAR BEES doing their thing.

## Violence Feared Complying With Wright vs. Enomoto

The California Correctional Officers Association held a news conference regarding the court order recently after which an attorney representing the prisoners accused it of "crying wolf."

The preliminary injunction issued Nov. 3 applies to San Quentin and Soledad prisons and the Deuel Vocational Institution at Tracy.

It prohibits the housing of inmates in high-security units unless certain conditions are met, including:

- Elimination of involuntary double-celling or putting two men in a cell, which the judge said increased tensions and is "inhuman."

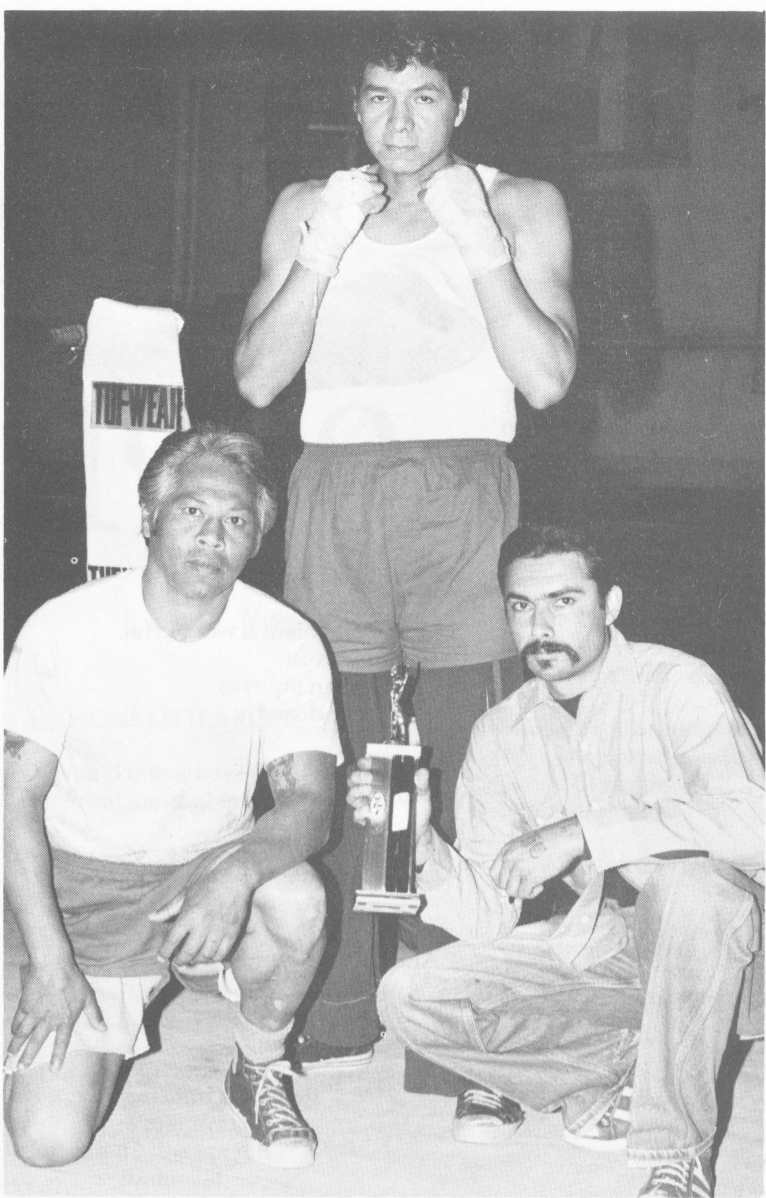
- At least one hour of outdoor exercise every other day and two hours every day and comparable indoor exercise on rainy days.

- The same visiting rights, including conjugal visits, allowed other prisoners, unless they're told why in writing and given hearings to challenge denials.

A prison guard at the news conference, who declined for security reasons to identify himself, said, "If these people are removed from security housing units, by all reasonable estimates we would probably wind up with in excess of 1,000 inmates being killed within six months to a year... These are very, very violent people."

But the lawyer representing the prisoners in the suit, Sanford Rosen of San Francisco, contended that too many inmates are confined to security units, where movement is more restricted. He described the injunction as being "the least intrusive on safety and correctional concerns."

Mike Madding, San Quentin information officer, said he thought the prediction of 1,000 deaths probably exaggerated the situation but said, "There is concern here by the staff over the order." He said San Quentin officials do not oppose the order against double-celling but that if inmates believed violent are moved out of closed units there will be more danger for other convicts and staff members.



EDWARD J. DREAMER, SQ boxing champ, with Julio Lau defensive trainer (left), and Lencho Anaya, sparring partner (right).

## American Indian Convict Donates Boxing Trophy

By Dana Mejia

San Quentin's American Indian Cultural Group (AICG) celebrated their 12th Annual Indian Pow Wow Saturday, in the north dining hall.

The Pow Wow was held allowing San Quentin Indians the opportunity to mingle as well as participate with their outside guests in the drum song and dance ceremonies of their historical culture.

One of the highlights of the Pow Wow was when Edward J. Dreamer, San Quentin's lightweight champion, set a precedence by presenting his title trophy to the American Indian Movement for Freedom School Survival.

In a recent interview with the News, Dreamer gave this account of what the trophy would illustrate:

"I feel that the trophy will be an incentive for the Indian youngsters at the Survival School to believe and have faith in the strength of their own will and determination," he said.

Dreamer set a goal for himself to become the first Indian in San Quentin's boxing history to hold a championship title. When he set out to accomplish this goal he didn't realize that it would take him seven years to do it.

"Although I did have an interest in setting the precedence for being the first Indian to hold a San Quentin championship title, I also had an inspiration to acquire a 'title trophy' which I would give to an outside Indian organization," Dreamer said.

"Over the years, there have been times when I've been discouraged," he added, "but never to the point of quitting or giving up."

Commenting on the reasons why he selected the Survival School, Dreamer said, "The Survival School has been instrumental in assisting the AICG in several areas. Primarily in providing Christmas packages to those less fortunate Indian inmates who don't have the benefit of

friends or family in California.

"It is my hope that this will be indicative of our gratitude and appreciation for their past, present and future support in our times of need," said SQ's

Continued on page 4

## One Shot Fired To Halt Incident

One shot was fired to break up a scuffle between a convict and a correctional officer in the east block Monday night, according to Mike Madding, prison information officer.

The shot was fired at 4:02 p.m. when the gunrail officer witnessed the altercation between the two.

The incident occurred when an east block officer started to question an inmate who was reportedly drunk and out of bounds at lockup time, said Madding.

When the officer tried to question the inmate he was threatened and warned to keep his hands off or he would be thrown off the tier. At this time the officer tried to restrain the inmate and the two of them wrestled and fell to the floor.

No major injuries were reported. The officer banged his elbow and the inmate received a bump on his head.

The inmate had to be carried to the hospital because of his drunkenness, said Madding, and he continued to resist the police. He passed out when he reached the hospital and was held overnight for observation.

# Happy Turkey Day !

## San Quentin News

THE PULSE OF SAN QUENTIN

Vol. I, No. 39

TAMAL, CALIFORNIA 94964

Friday, Nov. 28, 1980

## Daring Daylight Escape By San Quentin Prisoner

A San Quentin convict and an unnamed accomplice engineered a daring daylight escape Monday morning while in the custody of a female correctional officer and an MTA at a Marin County clinic, according to Mike Madding, prison information officer.

Richard Thompson, 42, from Los Angeles County, was serving time for a robbery conviction and had been living in the prison's honor unit.

The escape took place when a female correctional officer and an MTA from San Quentin took Thompson to a Marin County hearing clinic for a special audiogram test, said Madding.

It was approximately 10:05 a.m. when Thompson was being escorted from the clinic back to the state vehicle used for transporting him.

As Thompson and the others approached the vehicle an

unidentified person came up from behind and brandished a sawed-off rifle and said, "keep your eyes down."

Thompson then grabbed the keys to his restraining chains and the car and ordered the officer and MTA into the back of the car and closed the door. He then jumped into the driver's seat as his accomplice got in on the passenger's side.

At that time, according to prison officials, they drove the car behind the clinic to the end of the parking lot where they tore out the wires to the radio. After deciding not to tape their hostages up they told them to remain on the floor and keep their eyes down because, "Pete is watching you."

Thompson and his accomplice then got out of the car and walked away.

At this time they are still at large, reported Madding.

## Category Rating System Halted by Superior Court

The California Department of Corrections' six-month-old, computer-based inmate classification system has come under fire recently from prisoners' rights groups, the prisoners themselves and now the courts.

Last week the Prison Law Office in conjunction with Paul W. Comiskey, a San Francisco attorney, obtained a restraining order from the Marin County Superior Court halting the CDC from transferring "... all San Quentin inmates who would otherwise be transferred under the classification system that is the subject of this action," read the Court's order.

The action entitled *Elvery Stoneham, Prison Law Office, Vassie Washington v. Rushen*, came about as the result of the attempted transfer of San Quentin prisoners Elvery Stoneham and Vassie Washington, both long-term convicts at the Bastille.

The restraining order is in effect until the matter is heard

in court or until the Court orders differently, said Superior Court Judge Richard H. Breiner.

When asked how the order affects transfers out of San Quentin, Warden Sumner said, "As far as I'm concerned it effectively stops all category transfers now."

"It doesn't affect parole violators or those housed in lock-up units," he added.

San Quentin is the only prison that has been so ordered by the Court. This means that while SQ officials cannot transfer prisoners to other institutions under the category system, San Quentin is still receiving prisoners from other institutions.

The restraining order is being appealed by the CDC but no stay of execution has yet been requested, said Sumner.

The crux of the matter is the fact that the CDC did not hold public hearings on the new system before they implemented it, said the Warden when asked for a comment on Judge Breiner's restraining order.

"Hearings will probably be held soon and that should clear up the matter," said Sumner.

According to Joseph Cavanagh, a CDC attorney, hearings were not held because the new rating system is only an experiment. Hearings were to be held at a later date when it could be presented in its final form, said the CDC attorney.

**POPULATION  
COUNT  
2,906**

Friday, November 26, 1980

## Color Work Done By SQ Printers

The three-color process work that appears in this week's issue of the News is the product of the San Quentin Graphic Art's Center.

Since this is Thanksgiving the News would like to take this opportunity to thank Bill Little, pressroom instructor, Joe Stocker, composing room instructor and their respective convict crews . . . for a job well-done.

— Editor

## Stress Study On Quentin Cons

Carol Armstrong, a psychology student from Wright Institute in Berkeley, is conducting a study at San Quentin.

This will be a combined study of prisoner development and adaptation theory coping with stress over a long period of time, said Armstrong.

Although there have been studies before, this is the first using convicts' perceptions of how they deal with the daily



CAROL ARMSTRONG at work. crises of prison, Armstrong concluded.

The study will be completed by the end of December. Those prisoners involved in the study will be given a written report when it becomes available.

—HOLIDAY MOVIE—

## "The Final Countdown"

A modern aircraft carrier is mysteriously transported back in time to the day before Pearl Harbor was bombed. Should the ship's captain nuke Japan back to the Stone Age, or leave well enough alone? Stars Kirk Douglas, Katherine Ross, Ron O'Neal, and the U.S.S. Nimitz. Rated PG.

—WEEKEND MOVIE—

## "Night Games"

TV actress Cindy Pickett makes her movie debut as a psychologically terrorized Beverly Hills housewife who has trouble separating reality from sexual fantasy. Directed by Roger Vadim. Rated R.

Joan Lisetor  
251 Clorinda Ave.  
San Rafael, CA.

94901

USPS 480-700

# Thanks



## A FRIEND

I had never met a man  
That I would call a friend,  
A curse from crazy thinking  
That's how I felt back then.

Never trusting people  
Is a hell of a way to live,  
That was the life I chose  
That was the life I lived.

You came into my life  
At a very crucial time,  
Fearing every second  
I would lose my mind.

Through care and understanding  
You finally made me see,  
There is nothing wrong  
With wanting to be "Me."

You supported and you shared  
And opened up your soul,  
Gave to me a part of you  
And taught me how to grow.

Our time is nearly over  
Our paths lead somewhere new,  
All that's left are memories  
Of a man that I once knew.

Our paths may never cross  
As we walk life's road again,  
But from the bottom of my heart  
I'm proud to call you "Friend."

— Dave Thies

## YOU

How many times do we think  
That we can blame everyone else  
For the conditions we're in?  
There's nothing to stop us  
From doing it forever,  
Except maybe death,  
Or just getting it together.

Because most people hate  
Taking advice,  
Doesn't mean their lives can't  
Be mellow and nice.  
Advice others give,  
Might answer some problems;  
In other cases,  
That just won't solve them.

The sooner we stop taking  
Things for granted,  
We'll discover heaven and hell  
Is right here on this planet.  
And no matter what others say or do,  
The cause of your good times  
And bad . . . is you.

Your mind will always be free to choose,  
Whether you win,  
Or whether you lose!

— Ronald James Hebrard

## IN LINE

You think your gonna tell me what  
It is to love a man.  
You believe in all the stories,  
You believe you understand

All about the ladies who  
Have taken on the load  
Of loving men in prison, but  
Our eyes don't quite unfold.

Our lips sometimes tremble,  
Our hands sometimes they shake,  
Our eyes sometimes water enough  
Tears to fill a lake.

Sometimes we look hard, sometimes soft,  
Sometimes cold.  
And only faint whispering lines  
Are signs of growing old.

The days are long for all of us.  
The nights share tears and fears.  
For one there may be nine more months,  
For another three more years.

But all the while,  
Doing time is the same.  
Trying hard not to break the rules  
And playing societies game.

You see we're all just token's  
On this gameboard they call life.  
And not too many on the outside  
Give a damn about our strife.

You can only shake your heads,  
Feeling grateful it ain't you.  
But what happens is, someday some way,  
You may lose your old man too.

And then I'll see you weekends,  
I'll even save you a place in line.  
And your lips will tremble, hands will shake,  
And you can share your tears with mine.

— C. C. Clark

## EVER PRESENT . . . !

My Wife, radiant & wonderful,  
I can see you  
Though my eyes  
Are closed . . .

I can hear the music  
Of your voice  
And the warmth  
Of your laughter  
Though my ears  
Are deaf . . .

And Baby Beautiful,  
I can feel  
Your love laboring  
Over my limbs  
Even though, you are  
Removed from me  
By many miles & millions of momen  
But never . . . never from  
My mind!

— Robert A. Hatchett

## THANKSGIVING TIME

With San Quentin around me as the hours pass away,  
My thoughts turn to the coming of this Thanksgiving I  
Thinking of many things I feel I'm thankful for,  
Like just being able to enjoy this day once more.

As I'm mentally and physically on my feet,  
I'm sure my prayers of thanksgiving shall be complete.  
Because my spirits are not bound to this custody hold,  
So my thoughts are warm in a world which seems so cold.

Sure, I'll miss the family and friends whom I love,  
But my soul reaches with a smile to those I think of.  
Here I'm grateful for food and a place to lay my head,  
As I pray for my freedom and my very own bed.

Thankful for life as it is and will be this year,  
Living in faith having defeated my fear.  
Yes, Thanksgiving Day I may still be on my block,  
But time will serve me, I won't serve the clock,  
Inside the walls I may not be in my prime,  
Still I'll find ways to enjoy this Thanksgiving Time.

— Gregory B. LaRocca

## LIFE AGAIN

If I had to live my life over again,  
I would like to be a bird.  
A great big beautiful bird  
As white as clean as snow,  
Great big wings and eyes.  
Go by the moon.  
Fly by the ocean.  
For a bird has no worries or problems.  
They, seem to be happy.  
That's how I would want to feel.  
For when you are a bird  
You are free to go to do anything.  
Just to be free as the wind or as a bird.

— A. Sanchez

## NOT EVEN A WORD

As the mailman passes by my cell,  
This lonely place in which I dwell.  
He looks at me with dismay,  
For he has no mail for me today.

He must think I'm quite insane,  
To suffer with this constant pain.  
My love has let me down once more,  
The mailman passes by my door.

Speak my dear, ease my mind,  
Don't be so cruel so cold and unkind.  
Send me a word of love, and cheer,  
Tomorrow let the mailman stop by here!

— Big Lou, North Block



# giving 1980

## ONE LITTLE ROSE

I would rather have one little rose  
From the garden of a friend

Than to have the choicest flowers  
When my stay on earth must end.

I would rather have one pleasant word  
In kindness said to me,  
Than flattery when my heart is still  
And life has ceased to be.

I would rather have a loving smile  
From friends I know are true  
Than tears shed 'round my casket  
When this world I bid adieu.

Blossoms bring to me today  
Whether punk or whits or red  
I'd rather have one blossom now  
Than a truckload when I'm dead.

—Bill Ralls

## JUST A LITTLE TOO MUCH

There's too much violence in this air we breathe . . .  
It's choking us to death.

There's too much racism, jealousy and deception  
In the sounds that I hear . . .  
At times I wish I were deaf.

There's too much hatred in the sights we see . . .  
It keeps our spirits pinned here when  
They would normally be free.

There's too much weakness in this place . . .  
Physically strong men unable to conquer  
Pride, ego, and race.

We're all brothers in this world . . .  
We share the same sights, sounds  
And even the air we breathe.

Yes we're all brothers with one common goal .  
We all hope and pray to someday again be free.  
Let's clean up this pollution with the  
Power of peace and brotherly love.

Tap your inner strengths to overcome pride,  
Ego, and race . . . because we must all  
Live here together . . . making the most  
Of so little space!

— Ronald James Hebrard

## THIS TIME

I'm trapped in this cage, made of concrete and steel,  
And it's hard to explain, just how I feel.  
Just stuck in this cell, when I need to be free,  
With the time rolling on, forgetful of me.

I'm told here to just hurry up and to wait,  
And I'm told not to kill, or not even to hate.  
But I'm shifted around, like a grain of sand,  
Being sent to prisons all over this land.

To become a warrior, anyway that I know,  
And to fight for life, everywhere that I go.  
I've forgotten most my friends, on the street that I knew,  
Because now that I'm here, I've found they're so few.

So I just grab my feelings, and I hold them all in,  
And just let this time drift on with the wind.  
Because I can see the future, and what it has for me,  
It's being on the streets, yes, it's me being "FREE."

—"Mack" McCracken

—G. "Celly" Valentine

## THE BUTTERFLY

A butterfly came floating by  
And landed on my cell door gate.  
He winked at me his tiny eye  
And said, "Excuse me is this cell eight?"

"Yes," I said in disbelief.  
"Then you must be Mike," he said  
"And I know your mind is filled with grief,  
So get down here, get off of that bed."

Well I jumped on down with open mind,  
And listened while he said his piece.  
His words were harsh, and then were kind  
And with them my mind found release.

"You think all's lost, and your soul is sad,  
And your heart feels lonely and blue,  
But your will is strong, so it's not that bad,  
While my days are numbered and few."

"A butterfly, his life's not long,  
While yours has just begun,  
And I would like to dance to the rain's sweet song,  
And smell flowers in the sun."

So I took that butterfly to court  
And released him to the wind.  
And he flew up high, a happy sort  
From the prison gray and dim.

Now I'm still here in this little cell  
And the butterfly he flies free,  
But the pain is gone, I'm feeling well  
It was no catastrophe."

—Michael J. Westcott

## MY HOME IN HELL

My home is one of heartache,  
A place of steel and stone.  
A barren cell, a home in hell,  
And here I must atone.

For all my crime I pay with time,  
Where lights glare night and day.  
And though I rage and pace my cage,  
I still must stay and pay.

My home in hell is one small cell,  
That no man wants to own.  
And here I spend my life condemned,  
A man the world disowns.

So I the damned, within walls crammed,  
Lie in my manmade grave,  
A man all men condemn for sin,  
But no man strives to save.

I face the wall and taste the gall,  
Of failure and defeat.  
But hope is cheap where life is cheap,  
And thoughts of freedom bittersweet.

I beat and maul the concrete wall,  
And walk the cold stone floor,  
I damn each day the prison way,  
And pray for one chance more.

Men scream and yell within my hell,  
But I'm a man alone.  
My tears of pain like bitter rain,  
Spill down on naked stone.

Here every gate is one of hate,  
Love has no place to hide.  
For each lost fool who breaks a rule,  
The way to hell is wide.

My every loss becomes a cross  
Which I must bear alone.  
For no appeal will sever steel,  
Or move a heart of stone.

Convict knives take human lives,  
No jungle holds more danger.  
The years I stay both night and day,  
Each man remains a stranger.

Here's to sleepless nights, and glaring lights,  
To guns and bars and chains.  
To walls of stone, and men alone,  
And the years I can't regain.

—James Hammond

## A PRISON

Years ago a special dream  
A vision in someone's eye,  
Was founded and called prison  
Where men would live and die!

Step into my world  
A fantasy island home,  
Filled with bars of steel  
Surrounded by walls of stone.

My home to you may seem unique  
Unlike the one you know so well,  
Underneath the truth is shown  
A raging, insane man-made hell!

Prison is the master  
The keeper of the key,  
Designed to claim your soul  
Never to be set free!

Society sets the price  
That must be paid for crime,  
To satisfy our obligations  
We pay our debts with time!

Do not look embarrassed  
There's no need to feel ashamed,  
Though our values may be different  
Inside . . . we're all the same . . .

— Dave Thies



## Pirates Lose Third Game End Season 3-3

By Steven Mack

The Treasure Island Hawks quarterback Mike Howe tossed a pair of touchdown passes, while running back Mark Henderson ran for another in a 22-12 victory over the Pirates, Saturday on the lower yard.

It was the final game of the season for the Pirates. With not many spectators in attendance due to weather conditions, SQ got off to an early lead on a 76-yard pass from "Bone" Walker to Jose Ratti. The Pirates failed on the extra point attempt following the touchdown.

Walker, who appeared to be fatigued down the stretch, played quarterback on offense and linebacker on defense.

The Hawks were unable to put the ball in the end zone on several drives until Henderson caught an over-the-shoulder for five yards and a touchdown. They failed again on the extra point, leaving the score tied 6-6.

The Pirates seemed to be spellbound on their next two possessions. With 2:05 left in the first half of play, the Hawks moved the ball 33 yards before, Joe Rogers hung on to a 11-yarder in the end zone. This

was followed by an end-around by Keith Fyfe, running back. The score was 14-6 in favor of the Hawks at the half.

Following the kickoff to SQ after the half, the Pirates failed again to move the ball.

Howe marched the Hawks 40 yards down field before Henderson broke up the middle, making the score 22-6.

After some strong defensive play by both teams, SQ put six more points on the scoreboard on a 65 yard toss to Ratti from Walker.

The final minutes of the game were a defensive battle. Each team respectfully stopped one another from reaching the end zone.

The final score was Hawks 22, Pirates 12, thus handing San Quentin its third consecutive loss.

The Pirates ended the season with a 3-3 record.

## Catholic Chapel Rocks

By Dana Mejia

The Catholic Chapel played host Saturday to two local Christian bands. Appearing were the Emmanuel Group from the San Jose area and Infinity from Oakland.

It was a day filled with music and testimony.

Dale Halvorson, of Emmanuel Group, welcomed everyone and stated that "We come to praise the Lord."

While comparing his group with Infinity, Dale stated "We

Emmanuel Group featured some spiritual ballads from the female members of their band.

At one point during their performance they had everyone standing and clapping their hands and singing praises to the Lord.

Following a short break, Infinity — formerly known as the Gospel Clouds — took charge and proceeded to rock the chapel with their explosive sounds.



SHEILA ROBINSON, KSOL disc jockey, joins Infinity in musical celebration in the Catholic chapel

don't look the same, we don't sound the same, but we share the same God." With that statement Emmanuel Group broke into their hard driving gospel rock type music.

Along with testimonies from individual group members,

Shelia Robinson, disc jockey from KSOL, was among the guests to accompany Infinity.

Shelia has her own gospel show on KSOL. She was coaxed into joining the group for their first number, "What Can Wash Away My Sins?"

Although she was a bit reluctant to perform, once she got started she turned out a moving spiritual performance for which she received a standing ovation.

Reflecting on the number of San Quentin cons present, a spokesman for Infinity said, "It's not important how many came, there's enough of us here today to lift up the name of Jesus." With that Infinity exploded into "I Want to Testify," a hard-driving gospel number which had everyone clapping.

Infinity shared their many talents including excellent vocals and harmonies with well choreographed dance steps as they helped everyone to "praise the Lord in song."

## Trophy . . .

Continued from page 1

lightheavy champion.

The American Indian Movement (AIM) for Freedom Survival School is a community-based Indian organization for Native American People in their quest for sovereignty, self-determination and independence.

The school is self-funded and operates without any type of state or federal aid. The school primarily focuses their attention on working with the Indian youth, exposing them to their heritage in the form of their rightful religion and culture.

Accepting the trophy was Terry Gardena, a representative of the AIM for the Freedom Survival School.

Praising the gesture, Terry Said, "This could very well indicate and enhance our coordinating efforts in working together." He went on to say, "hopefully our efforts will have proven a worthwhile cause to those Indians incarcerated here at San Quentin."

## Xmas Packages To Be Given Out Starting Monday

Christmas packages will be given out by the security squad from the lower-yard side of the education building, starting Mon. Dec. 1, according to L. Melching, security squad officer.

The packages will be picked up at the post office out front on a daily basis. A list will be given to the Captain's Porch and ducats will be issued for the next day, said Melching.

There may be a two-day delay depending on the number of packages arriving.

There is a limit of only one package per inmate. Any unauthorized items can be donated to the House or sent back to the sender. Trust withdrawals will be available when you pick up your package.

All packages to inmates in lock-up units will be delivered to the units daily and searched by the officers assigned there.

This will be the procedure for all packages until at least Dec. 26. After that time we will return to the regular procedure for giving out packages, said Melching.

## Holiday Show in North Dining Hall

There will be a Thanksgiving holiday show in the north dining hall Friday.

The show will be from 11 a.m. to 2:30 p.m. and will feature Latino, soul and country music by San Quentin convict groups.

## San Quentin News

USPS 480-700

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The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

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G. W. Sumner . . . . . Warden  
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## The Rating Game . . .

For the past six months the Department of Corrections (CDC) has been implementing its new computer-based, inmate category-rating system throughout the California prison system.

This new system rates California prisoners on a scale of one to four, determined by factors such as a person's background, violent behavior, present offense and length of sentence.

A security rating is established with the help of a computer. When a prisoner is rated, or categorized, he is then sent to an institution with a rating that corresponds with his own.

All of this is well and good as far as it goes. It gives the CDC a basic reference point to work from when they are deciding matters of security and prisoner classification.

But it fails to take into account the many variables that need to be considered with the lives and emotions of those caught up in its computer-based numbers game.

While most high-level CDC officials praise the new system, others have reservations about the overall effect it is going to have on California prisons.

Said one CDC planner who helped develop the system, "... previously the department lacked a state-wide system which would permit common understanding," referring to the old classification system as opposed to the new one.

The CDC reports that "... as a result of the new system, previously vacant slots in camps and other minimum security locations were filled."

According to the department this allowed a temporary slowing in the pace of overcrowding in more secure prisons.

In a letter to a San Francisco attorney who questioned the effect the rating system would have on California prisoners, Ruth Rushen, CDC Director, replied that the new system was working very well with few adverse effects to those involved.

On the other hand Folsom, Tracy and Soledad prisons have reported incidences of violence following mass transfers of prisoners from other institutions.

The warden at Folsom stated there had been a series of violent incidents at Folsom that might or might not be attributed to the new system. "No one can tell for sure," he said.

At Tracy one man died and several others were seriously wounded when Mexican-American prisoners from the north battled Mexican-American's from southern California. This is a new dimension to the traditional gang-type violence that already plagues California's prisons.

As the rating game continued to run its course, hundreds of California convicts were indiscriminately transferred from one prison to another. Little, if any, attention was paid to the hardships caused either the categorized convict or their loved ones on the streets.

Prisoners with vocational trades in which they had months, and even years, invested were being moved to other institutions to meet the system's criteria.

Other cons whose families had resettled to be near their prisoner-husbands were uprooted and transferred solely to meet the new rating standards.

In some cases prisoners who have been in prisons like San Quentin and Folsom for many years have been shipped to other institutions simply because they've suddenly become a number in a CDC computer ... not individuals or people ... the only exceptions being those "designated by the warden as essential to institutional need."

Now the Courts have stepped in the case (See page 1). Perhaps because they see that while Ruth Rushen's intentions in the matter might be worthwhile, her way of accomplishing her goal of separating long-term, repeat offenders from other less-volatile prisoners can be done in a less destructive manner.

— Editor

## Task Force Visits San Quentin

During their visit to San Quentin on Oct. 30 and 31, the Director's Task Force met with staff and inmates who contributed their ideas, suggestions and proposals to better inmate-staff relations within the prison.

It is hoped that by promoting

positive staff-inmate relations via mutual respect and communication, tension will lessen and that should provide a mutually satisfying environment in which to live and work, according to Warden G. W. Sumner.

# Post-Holiday Show In North Dining Hall

By Steven Mack

Approximately 300 SQ cons attended a post-Thanksgiving variety show held in the north dining hall last Friday.

The show was set to start at 11 a.m. but due to lunch, the doors were opened at 12 noon.



BROTHERS OF SOUL sing and dance in north dining hall.

As the crowd began to drift in, the first group, Canadian Trio, was setting up backstage for their debut.

This group consisted of Allen "Squirrel" Ware, keyboards; Jerome Herron, drums, and Darrell Green on bass.

Emceeding the show was B.J., co-activities coordinator for San Quentin.

As the curtains were being drawn back the Canadian Trio fell into "Always There," followed by a Herbie Hancock tune that seemed to spark the crowd.

Next to take the stage were five talented musicians known as the Jazz Group, featuring



JAZZ SOUND'S Walter Brock scats for crowd.

## Con Found Dead On Condemned Row

David Lee Moore, 28, from Alameda was found dead in his cell on condemned row last Saturday, said Mike Madding, prison information officer.

Moore was found by prison staff during the morning feeding at 7:10 a.m. hanging from the bars by his bed sheets. He was pronounced dead at that time, Madding said.

## Four Shots Fired On Max B Yard

Four shots were fired on the Max B yard to halt an altercation between two Max B convicts last Thursday, according to Mike Madding, prison information officer.

The 1 p.m. incident started when two convicts began fighting. Two warning shots were fired, but went unheeded. Two gunrail officers then skip-fired one round of birdshot each, hitting one of the convicts in the legs which stopped the fight.

Both cons were taken to the prison hospital where they were treated and released in satisfactory condition.

Lee Morgan, drums; George "Birdman" Burbage, string bass; Allen Ware, keyboards; Matthew Wolff, guitar and Walter Brock, vocalist.

Swinging into "Bags Groove", and sounding real mellow, halfway through the song Brock scatted his way to the mood of the tune, leaving some enthusiastic jazz fans hollering for more.

They followed with a few

Continued on page 4



SOUTH WIND sings country-blues during post-Thanksgiving show in north dining hall.

# San Quentin News

THE PULSE OF SAN QUENTIN

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Friday, Dec. 5, 1980

## East Block Fracas Halted by Shot

A warning shot was fired Tuesday afternoon in the east block yardside to halt a disturbance, according to Mike Madding, prison information officer.

The 2:20 p.m. incident occurred when an east block officer found four men in a cell. He pulled the bar and told them to step out. Two of the cons

started to get rowdy, reports Madding, and they were handcuffed.

At that time one of the handcuffed prisoners complained that the cuffs were too tight. When the correctional officer started to loosen them the convict reportedly got one hand free and struck the officer in the mouth.

The officer reacted by punching the prisoner back. A shot was fired and the altercation stopped, said Madding.

Both the officer and the convict received cut lips in the fracas and were treated and released from the hospital.

Two cons were locked in administrative segregation.

# No-Tomorrow Syndrome Leaves Convicts No Hope

(Reprint from CSC, "Let's Talk")

*"They have to be given hope — The Correctional Service should offer some hope for early release to inmates sentenced to long prison terms," said Inger Hansen, a former Correctional Investigator at CSC who became the federal Privacy Commissioner in 1977. She told a National Conference on Crime Prevention in Windsor, September 18, that inmates "need a chance to earn release earlier in exchange for a change in attitude. I personally think they have to have hope, something to aim for. Otherwise, you just have people who are totally desperate, with nothing to lose. There's no incentive for the inmate to do anything or to cooperate."*

OTTAWA — (Correctional Service Canada) has today approximately 1,200 inmates sentenced to life with eligibility for parole in 7 to 25 years, depending on the date of the sentence and the power of the sentencing judge to increase the minimum eligibility period. Most are between 20 and 29 years of age and are serving sentences for murder, robbery, rape or any other offense for which the maximum sentence can be life imprisonment.

If we look at the smaller section of our "lifer" population — first- and second-degree murders — it is estimated their number could increase by 500 in the next 10 years.

That's the grim picture painted by Malcolm Johnson, a psychologist at the Laval Correctional Development Centre, a "super-max" accommodating 35 long-term inmates in its Special Handling Unit plus 105 who are housed in other security categories. "The

lifers pose a serious problem for us," said Johnson at the National Conference of CSC psychologists held in Ottawa, Sept. 23-26.

The conference, organized by Bob Watkins, Chief, Psychological Services at NHQ, discussed the various problems the psychologists face in their daily work, such as hostage-takings, the role of mediators, case management and ethical and legal problems.

However, it was the life sentence without possibility for parole for many years that attracted their most serious attention since the problem "was created without clearly knowing what the results would be," said Johnson. The 25-year minimum sentence without parole came into effect in July 1976 after capital punishment was abolished.

The situation of the long-term inmates is of great concern to Quebec region since that province has about a third of its inmates in this category. The problem is a serious one not only at the Laval Correctional Development Centre which is a supermax, but also at Archambault, a maximum-security penitentiary in the Ste-Anne-des-Plaines complex, said Emilien Dupuis, a psychologist at Archambault. Archambault, which has had a sad record in the last few years for hostage-takings and murders, accommodates about 350 inmates, one-fifth of whom have been sentenced to life.

CSC psychologists say they feel at a loss in dealing with inmates who have been sentenced to a minimum of 25 years. "Our first problem is to help inmates accept their sentences, which most of them refuse to do," said Dupuis. "It's very difficult for an inmate to

relate to a sentence of 25 years."

According to Malcolm Johnson, "When inmates think about their 25-year sentence, they feel life is finished. They have nothing to lose. If they commit another murder, they will receive another sentence. They can't accept the idea of life imprisonment and they protest. They are willing to take any risk, take hostages, or commit murder, to get out of prison."

"The big problem for the inmate — and for us — is that there seems no way out, no workable solution," said Dupuis. "His long sentence makes life seem meaningless. He can't accept his sentence — or help from the staff and he closes himself off."

"At this conference, we are trying to find solutions for long term incarceration. But it's a problem which, in a way, really has no acceptable, human solution. However, we have to live with this 25-year sentence so we must find solutions which give the inmate hope, something to live for and thus prevent acts of violence caused by the despair in which longterm inmates live," he explained to Let's Talk.

"We try to direct an inmate to a feasible goal in a max or super-max," said Johnson. "We try to help him change his situation and himself. We encourage him to use his time by taking university courses or learning marketable trades. However, a fellow who has to spend 25 years in prison sees no urgent necessity for learning a trade. He feels trapped. How can you motivate a 25-year-old inmate to learn a trade when he knows he won't get out until he is 50? It's understandable he should react with despair and perhaps violence."

Joan Lisator  
251 Olorinda Ave.  
San Rafael, CA 94901

USPS 480-700

## Frank Gonzales To Appear in Garden Chapel

Frank Gonzales, a one-time Hollywood dance-band trumpeter, is scheduled to appear in the Garden Chapel Saturday at 9 a.m., according to Chaplain Harry Howard.

The Rev. Gonzales is backed by a team of vibrant young people. The group travels regularly throughout North America and Central America presenting programs in churches, schools, prisons and military bases.

Frank Gonzales and Freedom Sound present a realistic



FRANK GONZALES now plays for Christ.

approach to abundant life in Jesus Christ. Their medium is music coupled with a sharing of personal experiences, some as former drug addicts.

The Rev. Gonzales, who has traveled extensively throughout the world, and obtained a Master's Degree from a well-known university, often explains how his life took a dramatic turn from the Hollywood world of entertainment into a dynamic, evangelistic ministry, following a two-year bout with tuberculosis in 1950.

In addition to church programs and school drug assemblies, the Frank Gonzales Evangelistic association has built an orphanage in Tepic, Nayarit, Mexico.



FREEDOM SOUND will appear in Garden Chapel Staurday.

## VA May Upgrade Discharges

Veterans Administraton chief Max Cleland is reminding former servicemen and women who received less-than-honorable discharges that the 15-year limitation on applying for review of such discharges has been waived until April 1, 1981, giving these veterans an additional six months to apply.

Cleland pointed out that applications for a discharge review, or for correction of a veteran's records, may lead to eligibility for VA benefits in cases where former servicemen and women were previously ineligible.

Veterans Administration benefits eligibility is based upon discharge from the service under conditions other than dishonorable. Cleland warned, however, that upgraded discharges do not lead automatically, in all instances, to eligibility.

For example, he said, discharges awarded as a result of unauthorized absence in excess of 180 days can result in ineligibility for VA benefits regardless of discharge review

Boards for the Correction of Military Records, or the VA

itself, may assist veterans to overcome this restriction if the veteran can show compelling circumstances in extenuation of such an absence.

Discharge Review Boards and Correction Boards are maintained by the Army, Air Force and the Navy, and applications for such reviews may be obtained from any VA regional office and from national veterans service organizations in each community.

Cleland said applications and a free information package on the program may also be obtained by writing to: DOD Discharge Review, P.O. Box 21, St. Louis, MO 63166. Veterans should include their service number and branch of service.

The San Francisco VA regional office is located at 211 Main Street (corner of Main & Howard); the Reno regional office is located at 245 East Liberty Street.

## Prison Officials Seeking Parolee In Escape Case

SAN QUENTIN — A 37-year-old parolee is being sought by authorities in connection with the escape of a San Quentin inmate.

Prison spokesman Mike Madding said that a review of hundreds of photos of prison parolees led two prison officials to identify David Hunt as the man who held a sawed-off shotgun on them while the prisoner, Richard Thompson, escaped. Hunt was paroled from the prison on Oct. 14.

A warrant was issued Wednesday for Hunt's arrest, Madding said. Authorities also still are seeking Thompson.

An investigation disclosed that Hunt, who had served time on a burglary charge, and Thompson, serving the third year of a six-year sentence for robbery, were friends at the prison.

## Bethany Players In Garden Chapel

The Bethany Players will be appearing in the Garden Chapel Sunday at 9 a.m. to put on a play, according to B. R. Russell, Protestant chaplain.

The play will be put on during services and everyone is invited to attend.

## SQ to Celebrate Our Lady of Guadalupe

The annual celebration in honor of Our Lady of Guadalupe will be held at the Catholic Chapel on Sunday at 9:30 a.m.

Mariachi California along with other outside guests will be at the celebration, according to Father O'Neill, SQ Catholic Chaplain.

## Inmate-Needs Assessments

Members of inmate organizations such as Squires, MAC, Scope, Sate, T.M., Star, Mensa, La Mezcla, and all religious denominations combined, are working on a Grants Resource Center to increase resources to inmates and inmate organizations.

We know there are needs currently not being met, but it must be documented. Thus we need your cooperation by filling out this survey questionnaire.

What resources and programs do you feel you need to better your conditions here?

Please turn the questionnaire in to the MAC office or any MAC representative. Remember, this is to help you. Survey results will be published. Thank you for your cooperation.

## Redevelopment Toward Society

By J. R. Butts, II

Inadequate adjustments have been made as long as mankind has existed. Up to the present century the prevailing attitude toward adjustment difficulties has been a moralistic one. The essence of such an attitude is that the maladjusted person is "bad."

The origin of this popular opinion is not hard to find. First, a person with adjustive difficulties is often a nuisance to his family and society, as will as no comfort to himself. He is hard to get along with. Second, his behavior does not seem reasonable, and most people cannot understand why he acts as he does, often against his own best interests. His conduct is considered irrational and lacking in common sense. Those characteristics are a clue to the basis of moralistic social judgments. To most people, what annoys them, or seems irrational and senseless is "bad."

Even people who would not openly call a maladjusted person bad, will often act as if they thought him so. A person who daydreams is often described as being lazy. A person who worries is told to "snap out of it," and advised that their difficulty exists "only in their imagination." An overaggressive or conceited person is "put in his place" or excluded.

A person is told he must "change his attitude." All this is the result of a moralistic interpretation of behavior, a view that is unacknowledged and poorly understood by those who hold it. Lecturing, punishment, and even well-meaning advice have proven to be ineffective methods for dealing with adjustment problems. A worrier is not cured by being told he should not worry. A "lazy" person is not aided by preaching or threats. Such attempts make matters worse by convincing the maladjusted one of his own weaknesses. He then has an additional social frustration to bear.

More recently there has been partial public acceptance of a physiological interpretation of maladjustment, in which the person is thought of as sick rather than bad. That attitude is an improvement over the moralistic one. In its ordinary sense, the word sickness refers to a disease of some organ or system which can be explained in terms of physiological changes. A maladjusted person is not sick in that sense and his cure cannot be found in medicine or surgery.

Another attitude toward people in trouble is the psychological viewpoint, which considers both successful and unsuccessful adjustments as the end result of learning processes. Unlike the moralistic viewpoint, the psychological attitude neither praises nor blames a person for his adjustments. It seeks to understand him. The central issue of a psychological theory of adjustment is to understand how and why people differ in the responses they have learned to make to frustrating social situations.

Adjustment process is a series of steps, beginning when a need is felt and ending when that need is satisfied. When a person is proceeding along a course of action to satisfy a need, and is frustrated by some obstacle or circumstances that prevents the fulfillment of his need, he responds in a variety of ways until some response gets him around the obstacle, and then he continues on as before.

The principal steps of a normal adjustment process depends upon a motive. The person may become so preoccupied with avoiding the obstacle that he never satisfies the need that started him moving in that direction. A psychological understanding requires a more detailed examination of human behaviour. R.T.S. will provide this.

## Hire An Ex-con

### Library Closed for 3 Days

The library will be closed Dec. 8-9-10 and will reopen Dec. 11 at 8 a.m., according to J. E. McHenry, senior librarian.

### Spring College Sign-up

The spring college semester will start Jan. 19 in the education building.

The classes scheduled for night college are: Chemistry 10, Geology 15, Sociology 2, Economics 1A, English 81, Math 52, Humanities 10A, Speech 2A.

The schedule for afternoon college is: Political Science 10, Humanities 12, Biology 23.

Afternoon college is open to Close B convicts. Those interested should contact Mr. Durkee in the education department at ext. 300.

## Buy Your Xmas Gifts At the San Quentin Handicraft Shop

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Best Prices in the State . . .

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San Quentin News USPS 480-700

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The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

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G. W. Sumner ..... Warden  
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# Michigan Judge Orders Population Reduction

DETROIT FREE PRESS — A Lansing judge has ordered the overcrowded Michigan prison system to make a swift, though slight, reduction in its inmate population by easing parole guidelines and placing more convicts in community programs.

Ingham Circuit Court Judge Ray Hotchkiss also authorized prison officials to transfer convicts to county jails if that becomes necessary during future periods of overcrowding.

The judge found that “the overcrowding, of the (prison) facilities creates a situation which could be dangerous and which in any event requires immediate remedial action.”

The “immediate remedial action” ordered requires officials to reduce inmate population to the level of existing prison capacity by the end of this year, and to keep it at that level. The number of inmates permitted in the system will increase only as future prison construction raises the system’s capacity.

The specific actions ordered were:

- Reduction of prison and prison-camp population from its current level of 13,125 to 13,013 by the first of next year.

- A shifting of policy by the Parole Board “in favor of granting parole” whenever the inmate population rises above the approved capacity, unless a majority of the board feels that parole of a particular inmate “would constitute a menace to society or to the public safety.”

- An easing of Parole Board policy on re-imprisoning parolees who commit minor, technical violations of parole rules—again, only during periods when the overall inmate population has risen above approved capacity.

- Expansion of “halfway houses and other community placement alternatives to the fullest extent possible” during future periods of overcrowding.

- The immediate transfer of incoming convicts to county jails if the other measures fail in the future to reduce the system’s population to the approved level.

A spokeswoman for the Department of Corrections said that the expected opening next year of a new prison, prison camp, and halfway house should enable the department to keep the inmate population within approved limits at least until 1982.

## Convicts’ Corner —

### Did You Know . . . ?

The California Department of Corrections is a member in good standing of the American Correctional Association. It follows that the CDC should adhere to the standards set down by the ACA. In many cases this is not being done.

The American Correctional Association requires that all adult institutions have written policy and procedure that grant inmates the choice to refuse to participate in institutional programs, except work assignments-Important.

This is according to the Manual of Standards for Adult Correctional Institutions, No.4380.

# SQ Con to Receive Sate Certificate

Rufus Marshall, 28, from Los Angeles County, is one of the convicts who will be receiving a Certificate of Outstanding Achievement to be presented by the Sate organization during their upcoming Creative Arts Show, Saturday.

Marshall, who came to San Quentin in 1978 with a robbery conviction, now works in the upholstery shop and lives in the west block.

He started working in the upholstery shop shortly after his



RUFUS MARSHALL

arrival here. Having had seven years previous training in the upholstery trade, Marshall was promoted quickly through the different pay-level positions in the shop until, within a year, he became the shop leadman.

San Quentin’s upholstery shop is a part of the furniture factory in the industrial area. The upholstery shop produces 17 different kinds of chairs that are then sold to tax-supported agencies. Marshall’s job is to oversee the work done by approximately 20 other convict workers.

His job consists of teaching a variety of upholstery skills to his crew including, cutting, sewing, cushion making, and customized upholstery . . . to name a few.

“When a man comes to work for us we have to find out what his trade skills are,” said Marshall. “My job is to show them the proper way of fitting the materials on the product. The easiest way is usually the best way,” he added.

Marshall is a skilled journeyman in the upholstery trade. He also attends College of Marin classes at night, majoring in business administration.

Marshall is a member of Sate—San Quentin’s black cultural group—and Squires, working with troubled youth. He’s a sport’s enthusiast and plays a lot of basketball and handball. He also jogs to keep in shape.

“It’s important for you to start your achievements while you’re still locked up,” said Marshall, “because time waits on no one. So why wait to start something you can do for yourself now?”

# Voc. Auto Program Ready for Classes

The new vocational automotive school is ready for classes and will be featuring some new and sophisticated equipment and training aids.

Becoming a journeyman auto mechanic requires many hours of training both in the shop and also in the classroom.

To sign up for this program contact E. H. Bradford, supervisor of vocational instruction, in the education building or Mr. Ira Beal, vocational automotive instructor.

# Sate Presents 1980 Creative Arts Show

With the theme Umoja—unity—Sate will hold its Creative Arts Show Saturday in the north dining hall.

The show will begin at 9 a.m. and last until 2:30 p.m.

Featured will be such outside guests as the radiant Wajumbe Dancers from the bay area, fashion models, and Dr. Faheem from KDIA’s Inner Visions radio program.

As well as other outside guest speakers, the show will feature performances by the award-winning Brothers of Soul, the Jazz Sound Combo with vocals by Walter “Piggy” Brock and a display of African-American prisoners vocational arts. San Quentin’s Perfections will also display their talents.

The show will introduce the Mystic Night Dancers to SQ’s population during a special performance.

Both the Wajumbe Dancers and Dr. Faheem have participated in Sate-sponsored shows before and have always been well received.

“The Sate Creative Arts Show is being presented for everyone’s enjoyment, so come and have a good time,” said Michael Fulton, Sate’s public relations assistant.

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**Experienced DRAFTSMAN**

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Pay equivalent with experience.  
Medium A custody or lower a must.

Call Mr. T. S. Olson, ext. 313

# Letters

Dear Editor:

After reading “Violence Feared in Complying With Wright vs. Enomoto” (Nov. 14 issue of San Quentin News) I had to laugh.

What I’m wondering is what took them so long to reach a decision in this case? I’m also wondering why the courts had to force the Department of Corrections to make the changes that they should have made long ago on their own.

As for this anonymous prison guard talking of 1,000 people being killed in six months, if Wright vs. Enomoto is complied with, I feel he’s talking in fairytales.

As I understand the court ruling the CDC still has plenty of leeway in dealing with management-control convicts. What Wright vs. Enomoto does is require prison officials to follow certain guidelines when they slam somebody . . . such as show cause why they are doing it. What’s so dangerous about that?

A man’s attitude gets worse the longer he’s slammed. If he’s slammed unjustly for a bad attitude, or because he’s simply suspected of something, or because he was paroled from SHU in another joint, his attitude can only get worse the longer he’s locked down. Maybe Wright vs. Enomoto will put a stop to these injustices? Possibly without more than 700 or 800 people being slaughtered . . . within six months.

Respectfully,  
Donald C. Johnson, C Section

Dear Editor:

I was looking through some old papers and came across this little bit of information. So I have a question. How come Inmate Welfare Fund has to pay for buildings to house officers?

In 1969 an addition to the canteen building on the Upper Yard was built. The construction and materials were charged to the Inmate Welfare Fund. When the police took it over did the I.W.F. get the \$1,416.47 back?

I mean they are always telling us that there is no money for this and that. Maybe if they would quit building things for the police there would be some for inmates.

Below is the purchase order numbers, the date, estimate number and value of materials:

P.O. No.	Date	Estimate	Value
20895	11/7/69	W-28	\$ 99.49
52313	5/8/69	W-40	116.56
52316	5/9/69	W-40	44.10
52317	5/9/69	W-40	189.78
57685	6/6/69	W-40	157.23
59185	6/16/69	W-40	76.97
59989	6/26/69	W-40	463.05
SubW-40A	5/69	W-40	7.69
SubW-40A-2	6/9/69	W-40-A	47.78
SubW-40A	5/69	W-40-A	213.82
			\$1,416.47

I am sure they will get out of this but, what the heck, if people quit trying nothing will ever get done.

Respectfully,  
— Warty Bliggins

# STAR, Inc. Success Motivation Course

Star provides information on how you can achieve your goals.

Classes are held in the Jewish chapel Thursday nights from 6:20 to 9:20 p.m. The initial course is six weeks long. The advanced course is an additional six weeks.

Learn from convict instructors who know the “time-cycle game” and how to break it.

To sign up for STAR, contact Carl McQuillion, 1W33.

**ENROLL NOW!**

Dear Editor:

I am writing in reference to the writeup in the Oct. 17 issue of the News.

I would have you revise your statement regarding Bill Livingstone who fell 30 feet from a ladder, not a scaffold, as you stated.

They do not put scaffolding on walls. It would require more security.

I would like to see it changed in my next issue of the San Quentin News.

Thank You  
—Don L. Livingstone, Sr.

**Request-a-Prayer**

**Prayer Box**

**Outside Garden Chapel**

For Everyones’ Use

# CANTEEN PRICE LIST

December 1, 1980

FOODSTUFFS		BEVERAGES CONT.		SUNDRIES CONT.		HAIR ACC. & CONDITIONERS CONT.	
A-1 Sauce	\$1.00	Tea Bags, 100	\$2.75	Paper, Bond 16 lb.	\$4.70	Brut 33 Hairspray	\$1.55
Bean Dip, Jalapenos	.60	Tea, Instant	.80	Paper, Bond 20 lb.	5.45	Chenti Panthenol Rinse	1.65
Beef Sticks	.30	V-8 Vegetable Juice	.35	Paper, Legal 26-line	.10 for .13	Combs, Natural	.60
Candy, Bags	.65			Paper, Legal 32-line	.10 for .16	Combs, Regular	.45
Candy Bars & Lifesavers	.20	TOBACCO & ACCESSORIES		Papermate Refill	.75	Comb, Natural Pick	1.00
Candy Bars, lg.	.85	Beechnut Tobacco	.50	Pen, Lindy, Ballpoint	.25	Combout	1.25
Cheese, Sliced	1.20	Borkum Riff, 1.5 oz.	.65	Pen, Papermate, Ballpoint	.75	Dixie Peach, lg.	1.15
Cheese, Loaf, 2 lb.	3.85	Bond Street	.55	Pencil, Lead	.10	End Paper	.90
Cheetos	.85	Bugler, 7 oz.	2.10	Pencil, Mech	.75	Hair Brush	1.40
Chile Con Carne	.60	Cigarettes, Carton	5.50	Plastic Containers, 4/set	2.20	Hair Food	1.65
Chile Peppers	.95	Dutch Masters Panatellas	.85	Pocketbook & Magazines 75 to	3.90	Hair Glo	.95
Chile Sauce	.75	Garcia y Vega Cigars, 5-box	.35	Postcards, SQ (5-pict)	.90	Hair Oil Hqz	.65
Chunky Beef Soup	.70	House of Windsor	.20	Postcards, Standard	.10	Magnetic Hair Rolls, med. & lg.	.90
Cookies	1.10	King Edward Imperials	.45	Room Freshener	.70	Mustache Wax	1.05
Crackers, Graham	.90	King Edward Specials	.30	Scripto Lead	.45	Proline Combout	1.25
Crackers, Ritz	1.10	Lighter, Butane	.70	Shoe Polish, Bk. & Brn.	.40	Proline Cond.	1.10
Crackers, Saltine	.80	London Dock	.55	Shower Slippers, sm., lg., x-lg.	.80	Proline Cond., Gel	3.35
Cupcakes & Fried Pies	.35	Mixture 79	.55	Spoons, Plastic	.2 for .05	Protein 29	1.15
Dill Pickles	1.15	Papers, B&W	.15	Stamps	.15	Roller Pins	.35
Donuts, Assorted	1.05	Papers, Yorkshire Long	1.05	Sun Glasses	2.40	Ultra Sheen Kit	6.35
Dry Cereal	.20	Pipe Cleaners	.30	Sun Glasses, Clip-on	2.50	Vitalis, Super Hold	2.30
Fritos	.70	Pipe Filters	.15	Tablet, Colored	.95	Wave Rods	1.20
Funyuns	.70	Pipes, Doctor Grabow	2.55	Tablet, yellow, ruled	.75	SOAPS & SHAMPOO	
Honey Butter	.90	Pipes, Kaywoodie	6.50	Tablet, white, ruled	.60	Shampoo, Chenti Panthenol	1.65
Honey Natural	1.05	Prince Albert	.40	Toenail Clippers	.90	Shampoo, Head-n-Shoulders	.75
Hot Sauce, Louisiana	.40	Prince Albert, lg.	3.85	Tumblers	.70	Shampoo, Prell	.75
Ice Cream Novelties	.15	Red Dot	.60	Tweezers	.55	Shampoo, Prell	.75
Ice Cream, Pint	.55	Roll-ese Reg. & Menthol	1.20	Watchband, Exp.	1.80	Shampoo, Pro-Line	.90
Jalapenos Peppers	.50	Rolling Kit, Bugler	1.95	Watchband, Nylon	1.35	Shampoo, Sebuctone Tar	2.35
Jam	1.25	Snuff, Copenhagen	.60	Watch, Pocket, Westclox	9.45	Shampoo, Subulex, Med.	1.90
Marshmallows	.45	Top, 7 oz. tin	1.95	Watch, Wrist, Timex	17.90	Shampoo, Sulphur 8	1.80
Mayonnaise, Miracle Whip	.55	Top, Kite	.30	TOILET ARTICLES		Shampoo, Woodbury, 16 oz.	.75
Menuudo Stew 7½ oz. can	.40	Velvet, lg.	3.90	Afta Shave	1.10	Soap, Cocoa Butter	.80
Mustard	.40	Velvet, sm.	.50	Brush, Shaving	3.80	Soap, Dial	.50
Onion Rings	.70	White Owl Panatellas	.75	Brut 33 Cologne	1.55	Soap, Irish Spring	.40
Peanuts, Spanish, Salted	.45	SUNDRIES		Brut 33 Deod. Stk.	1.15	Soap, Palmolive	.35
Peanut Butter	1.30	Aerogrammes	.22	Copper Tone Tan Ltn.	1.30	Soap, Sestid	1.45
Peacan Pies	.40	Alarm Clock	7.30	Cocoa Butter	1.50	DENTAL SUPPLIES	
Pico Pica Sauce	.45	Album, Photo	2.40	Chenti Panthenol Lotion	3.35	Binaca Breath Drops	1.05
Popcorn	.15	Album, Refills	.55	Colgate Shaving Soap, cup	.30	Cepacol Mouthwash	1.60
Potato Chips, Bar-B-Que & Plain	.70	Art Corners	.35	Colgate Rapid Shave	.80	Dental Floss	.65
Pretzels	.70	Bags, Zipper, Canvas	6.00	Intensive Care Baby Oil	1.20	Denture Brush	.95
Rolls, Assorted	1.30	Batteries, AA (4)	.45	Jergens Direct Aid Lotion	1.10	Efferdent Cleaner	1.65
Salami	1.05	Batteries, C-size, D-size	.40	Magic Shave	.65	Polident Cleanser	1.65
Sardines	.65	Batteries, 9-volt	.60	Mennen Cream, Brushless	.65	Poligrip Adhesive	.75
Soup, Cup of	.15	Binder, 3-ring, 8½x11	3.70	Mennen Cream, Lather	.65	Toothbrush	.30
Sugar Cubes, 1 lb.	.80	Binder paper, 3-hole	.80	Mennen Skin Bracer	1.10	Toothpaste, Cogate 7 oz.	1.40
Top Ramen Soup	.35	Can Openers	.40	Mennen Deod. Stk., 1¼ oz.	1.00	Toothpaste, Pepsodent, sm.	.25
Tortillas, Floured	.90	Christmas Cards, Box	1.69 to 3.29	Noxema Cream, Brushless	.65	Toothpaste, Topol, 3 oz.	3.25
Tuna Fish	1.15	Christmas Cards	5.00	Noxema Skin Cream	1.20	Toothpicks	.45
BEVERAGES		Cards, Greetings	.25, .35 & .15 to 2.50	Pond’s Milk Skin Care	1.20	Toothpowder, Colgate	.80
Breakfast Drink	1.25	Cards, Greetings	.15 to 2.50	Powder, Casmere Bouquet	.70	DRUGS	
Cocoa Mix, 1¼ lb. bag	2.35	Dissolution, Regulatory	3.00	Powder, Magic Shave	.70	Alacer Multi-Vitamin, 7 oz.	10.10
Coffee, Hills Brothers, 2 oz.	1.05	Divorce, Summary	5.00	Powder, Mennen, Bath	1.15	Alka Seltzer, Pkg. of 2	.10
Coffee, MJB, 10 oz.	4.05	Envelopes, Blank	.02	Powder, Mennen, Face	.60	Cleasil	1.95
Coffee, Tasters’ Choice	5.05	Envelopes, color 24	.55	Razor, Double II	1.45	Cough Drops	.30
Dairy Creamer, Maxwell	.80	Envelopes, Expanding	1.20	Styptic Pencil	.30	Hoffman’s Energol, 8 oz.	4.80
Egg Nog, qt.	1.05	Envelopes, Plain, Manila	.10	Soap Dish	.45	Hoffman’s Hi-Pro Pwd., 1 lb.	3.45
Kool-Aid, 2 qts.	.45	Envelopes, Stamped	.17	Washcloth, White	.40	Lip Ice	.45
Lemonade, qt.	.30	Fingernail Clippers	.40	HAIR ACC. & CONDITIONERS		Quinsana Footpowder	1.45
Milk, Chocolate, qt.	.65	Ink, Refills, Shaeffer	.15	Alberto VO-5	1.70	Tums	.30
Milk, Fresh, qt.	.65	Handkerchiefs	.70	Breck Cream Rinse	.90	Vicks Vapo-Rub	1.35
Milk, Powdered	1.15	Padlock, Combination	2.90			Visine Eye Drops	1.70
Ovaltine	1.55	Paper, Blue Bond 16 lb.	3.80				
Soda Pop, Canned	.30						

The main canteen will accept whole \$1 ducats during the first week in months that have two dead weeks.

—W. Riebling, Canteen Manager II

## Max B Convict Stabbed 4 Times

A Max B convict was found wandering around the Max B yard with four minor stab wounds last Thursday, according to Mike Madding, prison information officer.

At approximately 2 p.m. a convict was noticed with blood on his shirt by an officer. The officer blew his whistle.

The inmate was taken to the prison hospital with one stab wound in the neck and three in the shoulder area.

He was treated and released back to Max B in good condition.

One 10-inch prison-made knife was found. One suspect was apprehended. The incident is considered nonracial and is still under investigation, said Madding.

## SQ Convict Dies In Prison Hospital

James Fong, 48, from Santa Clara County died in the prison hospital Wednesday, according to Jean Levan, acting information officer.

Fong, who died at 8:15 a.m. Wednesday morning of lung cancer, came to San Quentin on Sept. 10 from Susanville on a medical transfer.

At that time he was housed in the prison hospital and was being treated for the disease. The cancer spread from his lungs to his brain, said Levan. He was the second man to die in the hospital of lung and brain cancer in the past two weeks.

## SQ Guard Pleads Not Guilty

A San Quentin guard, one of three men facing robbery and burglary charges stemming from an attempted drug rip-off, pleaded innocent last Friday in Marin Municipal Court.

Timothy Carl Hiemstra, 22, of San Rafael, entered the plea before Judge William Stephens, who reduced the bail on all three from \$50,000 each to \$10,000. None had posted bail as of this morning.

The other two defendants, Johnnie H. Webb, 26, and Lance Cotton, 35 of San Rafael, will enter pleas. Cotton also is a San Quentin guard.

They were arrested Wednesday after the Marin Major Crimes Task Force, aided by state and local investigators, set up a phony drug deal in a motel room near Mill Valley.

Undercover agents had been alerted that the three men allegedly wanted to crash a drug deal in progress, stealing both the money and the dope.

Cotton and Hiemstra, allegedly barged into the motel room and put a .45 caliber pistol to the head of one agent, who was pretending to be a drug dealer.

Hiemstra was arrested minutes later when he left the room with the agent's car keys to search the trunk of his car for more drugs.

Webb was then arrested in a waiting car.

When back-up officers entered the room, Cotton fled out a door and escaped. He was arrested the next morning at his San Rafael apartment.

A probation officer, who interviewed each defendant to determine if any were eligible for release on their own recognizance, recommended that bail be set at \$25,000.

<b>Population Count</b>
December 5
2,892

## Post-Holiday Show . . .

Continued from page 1  
more cuts by such diverse artists as Miles Davis and the legendary John Coltrane.

Picking up the beat were the Perfections, who gave another welcomed performance as they had at the James Brown Show.

Consisting of singers and



PERFECTIONS performing for variety show crowd.

dancers Joel Adams, Grady Jackson and Melvin Malcolm. Band members were Charles Terrance, tenor sax; Darrell Green, bass; Richard Ybarra, guitar; Jerome Herron, drums and Bob Varricchio on electric piano.

Opening their rendition with "You Can Do It," followed by "Shining Star," they stepped with a lot of showmanship and were well received by the audience.

Following their performance a convict known as "Smokey" said "I think the Perfections got down. It's the best I've seen them in two years.

With everyone enjoying the show, taking the stage was South Wind. This country-rock and blues group received quite



CANADIAN TRIO making their debut.

### Wright vs. Enomoto

## U.S. Court of Appeals Stays 9 of 30 Provisions

According to a court order issued Nov. 28 by the U.S. Court of Appeals, ninth circuit, in San Francisco, the Department of Corrections has been granted a stay regarding nine separate provisions of the *Wright vs. Enomoto* decision.

The stayed provisions include the issuance of earplugs to SHU prisoners, the granting of indoor showers three times a week, making the types and quantities of food conform to mainline standards and exercise periods at least one hour every day or two hours every other day.

Also stayed were the provisions dealing with access to educational television by Security Housing Unit prisoners, access to vocational, hobby and craft training and materials, contact and family visits for all SHU prisoners on the same basis as the general population and access by SHU prisoners to a telephone to be regulated on the same basis as the mainline.

The CDC must still immediately comply with 21 of the provisions listed in *Wright vs.*

an applause from the audience.

South Wind included Rick Lovick, guitar, harmonica and vocal; John Deputy, drums and vocal; Bob Varricchio, keys; Bill Faught, lead guitar; Carl England, acoustic guitar and vocal; Steve Clanahan, bass, and Tom Sublett, tambourine and vocal.

They swung into "Twelve Bar Blues," lead by Faught, that turned on the crowd. Followed by Marshall Tucker's "Heard It in a Love Song," they received quite an applause.

Closing the show was the award winning ensemble Brothers of Soul, featuring Greg "Money" McDowell, Samuel "Cincinnati" Drake, Franko Jones and newest addition Tyron Ambus.

The band members, Luke Oliver, bass; Moncrief, drums; Larry Miller, lead guitar and Matthew Wolff, rhythm guitar.

They sang and danced their way through "Landlord" and "You and Me," before captivating the audience with Franky Beverly's "Joy and Pain."

## Law Column Newly-Passed Legislation Affects Certain Terms

Listed below are certain sections of the Penal Code, the offense and the revised DSL sentence, affected by recently passed legislation. The terms are effective Jan. 1, 1981, unless specified. Appropriate Case Records Manual Revisions will be forthcoming.

PC 217—Assault With Intent to Commit Murder—Repealed by 1980 Statutes.

PC 217.1—Attempted to Kill or Assault Public Officials—16 mos-2-3.

PC 273.5—Inflicting Corporal Injury Resulting in Traumatic Condition Upon Spouse or Person With Whom One is Cohabiting—2-3-4.

PC 273a—Willful Cruelty to Child (Life, Limb, or Health Endangered)—2-3-4.

PC 273d—Inflicting Corporal Punishment Upon Child Resulting in Traumatic Condition—2-3-4.

PC 289—Penetration of an Anal or Genital Opening by a Foreign Object—3-6-8.

PC 625c—Any Person Who, With Intent to Cause Great Bodily Injury to Another Person, Willfully Removes, Tamper With, Injures or Destroys Any Passenger Transit Vehicle or the Contents or Parts Therof, or Who Willfully Removes, Tamper With or Destroys or Places an obstruction Upon any Part of the Transit System, Including its Right-of-Way, Structures, Fixtures, Tracks, Switches or Controls or Who Willfully Sets a Vehicle in Motion While it is at Rest and Unattended is Guilty of a Felony—16 mos-2-3.

### Vehicle Code

4463—Fraudulently Acquire, Possess, Sell, or Offer for Sale a Genuine or Counterfeit Manufacturer's Serial Number or Identification Plate—16 mos-2-3.

### Health & Safety Code

25191—Provides That Convictions Subsequent to First Convictions for Specified Offenses Involving Hazardous Waste Shall be Punished by Imprisonment (effective 9-10-80)—16-20-24 mos.

The following Sections of the Penal Code have been amended in part to read, effective Jan.1, 1981.

1203.01—" . . . within 30 days after judgment has been pronounced, the clerk shall mail a copy of the transcript of the proceedings at time of sentencing . . . to the prison or other institution to which the

person convicted is delivered . . ."

1213—" . . . if the judgment is for imprisonment in a state prison, either a copy of the minute order or an Abstract of Judgment as provided in Section 1213.5 certified by the Clerk of the Court, or by the judge if there is no clerk, shall be forthwith furnished to the officer whose duty it is to execute the probationary order or judgment . . . If a copy of the minute order is used as the commitment document, the first page or pages shall be identical in form and content to that prescribed by the Judicial Council for an Abstract of Judgment . . ."

2900—" . . . In any case in which, pursuant to the Agreement on Detainers or other provisions of law, a prisoner of another jurisdiction is, before completion of actual confinement in a penal or correctional institution of a jurisdiction other than the State of California, sentenced by a California court to a term of imprisonment for a violation of California law, and the judge of the California court orders that the California sentence shall run concurrently with the sentence which such person is already serving, the Director of Corrections shall designate the institution of the other jurisdiction as the place for reception of such person . . ."

11121—" . . . It is the function and intent of this article to afford persons concerning whom a record is maintained in the files of the Department of Justice an opportunity to obtain a copy of the record compiled from such files, and to refute any erroneous or inaccurate information contained therein.

11122—" . . . Any person desiring a copy of the record relating to himself shall obtain an application form furnished by the Department of Justice which shall require his fingerprints in addition to such other information as the Department of Justice shall specify.

11124—" . . . When application is received by the Department of Justice, it shall determine whether a record pertaining to the applicant is maintained. If such record is maintained, the Department of Justice shall furnish a copy of the record to the applicant . . . Delivery of the copy of the record, or notice of no record, may be by mail or other appropriate means agreed to by the applicant and the Department of Justice.

### Career Center Offers Assistance to Students

The Career Center, located in the library building, is now offering counseling services to cons who wish to further their education.

Ms. Suzanna Broughton, a career counselor, will assist students who wish to attend

college or who are applying for educational grants. Assistance is also available for those who are interested in vocational training.

For more information contact Bobby Knight in the library.

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### HOLIDAY MOVIE

#### "The Island"

More cheap thrills from the pen of Peter Benchley (author of "Jaws" and "The Deep"). Michael Caine stars as a reporter who discovers why all those boats have been disappearing in the "Bermuda Triangle" — and then probably wishes he hadn't. Let your chow settle before you see this one. Rated R.

## San Quentin Complying With Wright vs. Enomoto

The number of maximum-security prisoners who live more than one to a cell at San Quentin Prison has been reduced from 394 to 102, a prison spokesman said.

U.S. District Judge Stanley Weigel had ordered eliminating double-celling in maximum-security units, where prisoners spend much of their time in cells, along with other changes.

A Department of Corrections spokesman, Philip Guthrie, said that the portions of the order that the department considers both expensive and dangerous, including conjugal visits for maximum-security inmates, were among those blocked by a federal appeals court last week until the case is resolved.

Guthrie said parole violators are being moved to Vacaville but so far, prison officials have not found 51 more cells in which to house all those doubling up in maximum security at San Quentin.

"We hope to take care of it through attrition," he said.

He said it would be impossible to ban double-celling for all the state's prisoners who are not in maximum security.

"We'd have to let some guys out," Guthrie said.

He said San Quentin is the only prison in the state that still has maximum-security prisoners double-celled.

A lawyer for the prisoners, Sanford Rosen, disagreed with the department's assessment of the order, calling it "the least intrusive on safety and correctional concerns" that

would still allow decent living conditions.

Weigel ruled Nov. 3 on a suit filed for maximum-security prisoners. He called double-celling "inhuman" and ordered conditions improved in maximum-security areas at San Quentin, Deuel Vocational Institution near Tracy, and Soledad Prison near Salinas.

He said evidence of overcrowded and unsanitary conditions "raised serious questions about the constitutionality" of keeping inmates in maximum security.

Though the order was directed at three prisons, Guthrie said it will also be implemented at Folsom.

Another part of the judge's order requires a hearing before a prisoner is put into maximum security or kept there for more than a year.

Guthrie said the hearings could cause some problems.

"There are some guys we don't think should be let out of maximum security even though they've been in 12 months and haven't been in any trouble. We'd have a hard time documenting by their behavior that they're bad," he said.

The department hasn't determined yet how many prisoners have been in maximum security for more than a year. A month ago, nearly 1,800 inmates at the three prisons were in maximum security, he said.

Other requirements include more recreational equipment, clean cells, clothes and bedding, and functioning sanitary, heating and cooling equipment.

## Marin Judge Orders Category-Rating System Halted

Superior Court Judge Henry Broderick issued a Writ of Mandate Thursday, stopping the Department of Corrections from transferring any San Quentin convict, involuntarily, under the category-rating system until after the first of the year, according to the Prison Law Office.

Judge Broderick indicated that if the department wanted to go ahead with its new computer-based rating system, they would first have to hold public hearings on the matter.

At this time the CDC is trying to go ahead with the system under what is called "Emergency Procedures Act" through the Secretary of State's office.

## Bayview Selects Students of Month

San Quentin convicts Harold Phillips, Leo Baily and Joseph Wasko have been named as the outstanding students for the month of November by Bayview School Principal Kenneth Barnes.

## Legislature OKs New Max Prisons

Legislation authorizing construction of two new maximum security prisons at Tehachapi was signed into law by Governor Edmund G. Brown Jr., as the biennial session of the Legislature came to an end.

The bill, SB 1340 by Sen. Robert Presley of Riverside, also restates legislative intent that the department utilize to the extent possible its authority to place inmates in community facilities. The bill sets a goal of at least 700 inmates in community facilities by December 31, 1981.

Each inmate should be housed at the lowest custody level consistent with his classification, according to the legislation. It further provides that the department acquire and build adequate facilities similar to those used in the Conservation Camp Program to house minimum-custody inmates. A target of 300 additional inmates in camp-type housing by June 30, 1982, is set by the bill.

The new maximum units are to replace the existing maximum housing units at San Quentin. These are to be razed within one year of the activation of the Tehachapi prison.

Adoption of the Presley measure marked the first time since 1965 that the legislature has authorized prison construction.

## CDC Statistics Show Breakdown of Male Felons

According to figures recently released by the Department of Corrections, over 60% of the male felons in the California prison system are violent offenders.

The figures covering 19,595 male felons on June 30 revealed that 61.1% of the men in state prisons had been sentenced for the violent crimes of homicide, 17.8%; assault, 8.7%; robbery, 28.9% and rape, 5.7%.

Other CDC figures released included burglary, 15.4%; theft — except auto — 4.6%; auto theft, 2.0%; sex crimes — other than rape — 2.6%; controlled substances, 7.9%; escape, 0.2%, and all others 4.5%.

It must be assumed that the 17.8% contributed to homicides takes in four crimes — murder 1, murder 2, voluntary manslaughter, and involuntary manslaughter. Assaults must encompass the crimes of assault, assault with a deadly weapon, assault with intent to commit great bodily harm, and

attempted murder.

The crime of robbery — 28.9% — accounts for one-half of the 60% figure released by the CDC for those convicted of violent crimes. That same 60% can be attributed to robberies, burglaries, controlled substances, theft, auto theft, and sex crimes — which comes to 65.1% of the male felons in California prisons.

Other figures released by the CDC show that 39.4% of those confined in state prisons are white, 23.5% are Mexican-Americans, 35.1% are black and 2% are others.

The age breakdown is 5.6% of the men in California prisons are under the age of 21; 30.6% are under the age of 25, and 53.8% are over 25 years of age.

Southern California accounts for 57.1% of the men in state prisons. The San Francisco bay area accounts for 22.3% while the rest of the state comprises the other 20.6%.

## Warning Shot Halts Incident

A warning shot was fired in the north block last Wednesday morning to stop an attack on a correctional officer, according to Mike Madding, prison spokesman.

The 7:47 a.m. incident happened on the first tier when a Max B prisoner reportedly attempted to punch an officer during the exercise period unlock.

The officer and the con had had words earlier, said Madding. A shot was fired and the prisoner was restrained with no injuries to anyone.

## San Quentin Celebrates 'Our Lady of Guadalupe'

San Quentin's Latino population celebrated Our Lady of Guadalupe in the Catholic Chapel Sunday with a mass and a procession.

The 459-year-old celebration to honor Our Lady, Nuestra Señora de Guadalupe, began at 10:30 a.m. It was attended by approximately 200 SQ cons and 35 outside guests who came from the bay area to be here.

The mass began inside the Catholic Chapel. Father John O'Neill, San Quentin's Catholic priest, welcomed all in attendance and announced that it was time for the traditional procession to start.

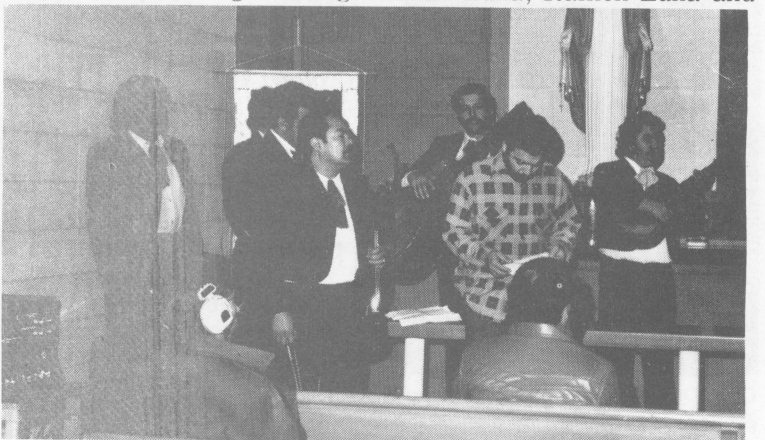
As the people began to file out of the chapel, Mariachi



PROCESSION inside Catholic Chapel.

California, a group from San Francisco's El Mariachi Night Club, sang and played "Mananitas Mexicanas."

The crowd joined in as the procession, led by crucifix and flagbearers bearing the flags



MARIACHI CALIFORNIA play during celebration in Catholic Chapel.

of Mexico, the Philippines, the church and the United States, made their way out of the chapel to the Portal Plaza.

The morning sun shone down bright and clear as the singing procession made its way slowly around the plaza. Cons and guests carried flowers and lighted candles as onlookers watched this unusual occurrence at the Bastille by the Bay.

Our Lady of Guadalupe is one of the most beloved and respected patron saints for many Latinos.

She was first seen in Mexico in 1521 by an Indian named Juan Diego. It is considered the most important Catholic celebration in North America and the Philippines.

Our Lady represents the Mother of God to Latinos. The incense used during the mass symbolizes their prayers rising to God, and their respect for God, Our Lady and one another.

Songs of hope and joy were sung during the procession and the mass. Prayers were offered for the loved ones and friends of those in attendance.

Many took communion while Mariachi California, who included Gabriel Arias, Candido Lopez, Rosalid Lopez, Jose Luna, Jose Luis Luna, Juan Luna, Ramon Luna and

SQ con Rafael, sang and played renditions of folksongs from Old Mexico.

The mass was served by Father O'Neill and assisted by

Continued on page 4

**POPULATION COUNT**  
2,854  
Friday, December 12

## CDC Surveys SQ Cons For Housing Preference

The Department of Corrections surveyed 100 San Quentin cons recently to find out what percentage of them preferred single cells to double cells, and how many preferred single cells in maximum security prisons to dormitory living in minimum institutions.

The survey, held in the pre-release building, sampled prisoners in the east block who were double-celled and west block residents who were primarily single-celled.

They also collected further

data by personally interviewing 10 men out of the original 100 surveyed.

The questionnaire asked questions like, "Would you rather be housed in a double cell than a single cell?" "Double-bunking in dorms will really not make living in dorms much harder even though it increases the number of men living in them," and "I would rather live in a single cell in Folsom or San Quentin than live in a dorm in a minimum custody institution."

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# PEP Banquet . . .

By Jimmy Price and F. J. Allen

Christmas.

Seventy convicts and as many outside guests gathered in the visiting room the evening of Dec. 4 to share the rare treat of very good food, fine entertainment and warm human company at the Personal Expansion Program's graduation buffet dinner.

The festive banquet was held in a colorfully decorated visiting room where candy canes and pine bough centerpieces graced each table, welcoming arrivals in the tradition of

The event was a celebration in honor of all the PEP participants and staff who have hung in there through all the joys and pains of personal growth throughout the last eight-month program cycle.

Personal Expansion Program codirectors Dr. Patricia Frisch, Ph.D., and Dr. Alan Emery, Ph.D. opened the evening's gathering by welcoming all present.

An invocation prayer was

delivered by Ms. Lillie Givens, grandmother of PEP therapist Leneta Thomas.

David Theis, PEP clerk, handled the master of ceremonies duties. He introduced the gathering to the smooth sounds of "A Taste of Latin" as dinner was served.

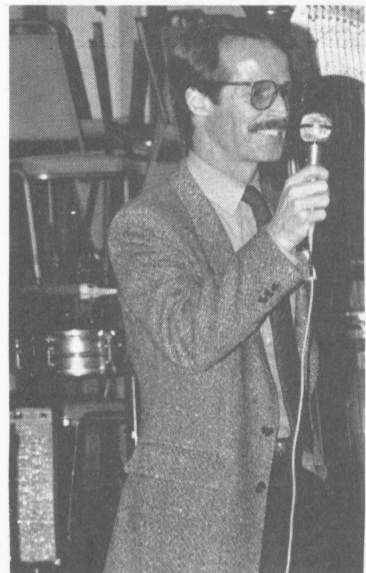
Snack bar cooks prepared a fine buffet dinner. The meal was served by men of the snack bar crew. The menu included teriyaki beef brochette, chicken, rice pilaf, a variety of salads and many very appetizing desserts.

During dinner PEP intern Linda Reibel added to the beauty of the evening with spirited harp renditions of "Theme From Romeo & Juliet" and the "Peacherine" and "Maple Leaf" rags of composer Scott Joplin.

Later, the vocal talents of Roy Glenn and Lester "Smoky" Williams enhanced the evening's entertainment.

Roy, joined by the band, provided a rhythmic version of Marvin Gaye's "Pride & Joy." "Smoky" Williams soloed with "Give Her Up" and "Just My Soul Responded."

Newlywed PEP intern Don Schneider and wife Karen topped off the evening's entertainment with three vocal duets that brought laughter as well as applause.



DR. ALAN EMERY, Ph.D.



DR. PATRICIA FRISCH, Ph.D.

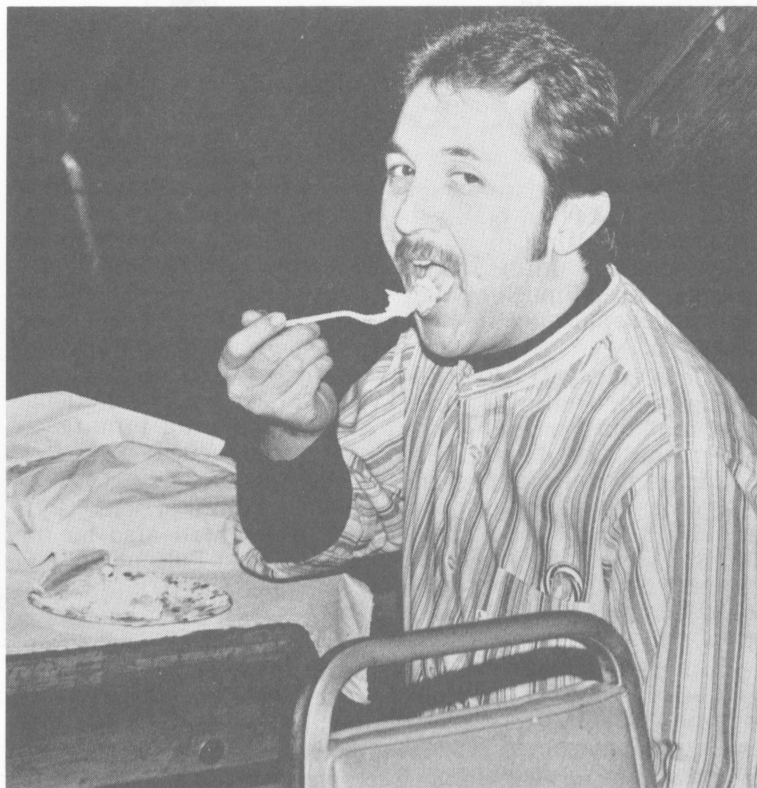


GOOD FOOD and plenty of it was prepared and served by men of the snack bar crew.

"THE EVENT was a celebration in honor of all the PEP participants and staff who have 'hung in there' through all the joys and pains of personal growth . . ."



"A TASTE OF LATIN" provided sounds throughout the evening. Group members are: Tony Rodrigue, vocals; Raul Quintero, vocals; Cameron DeWitt, lead guitar; Mark Perez, rhythm guitar; Darrell Green, bass; Bob Verricchio, keyboard; Jerome Herron, drums; Charles McDaniels, harmonica; Joe Lugo, timballees.



BRUCE FRAGOSA partakes in his own "personal expansion program."



LILLIE GIVENS with Leneta Thomas.



PEP ADMINISTRATOR Jeannine Thornton and Nancy McNee-Henricks, board member.



In step with the PEP program's focus on self-awareness, risk-taking and exploration of new avenues of experience, the evening was not exactly a night off for everyone. One member confided that he felt a bit awkward in a group where there was not at least some drinking. But he added that he was there to begin learning how to have a good time without it.

PEP codirector Patricia Frisch delivered thank you's to individual members of the program's board of directors, staff, interns, and participants in PEP counseling groups.

She offered her special thanks to all who contributed to the success of the evening's banquet. Dr. Frisch expressed warm appreciation to administrators Jeannine Thornton and Joanna Duff and to Dave Theis for their work in arranging and coordinating the banquet.

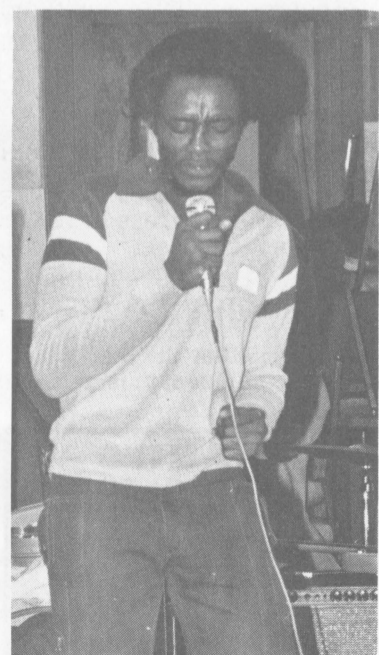
Therapist Richard Janopaul spoke briefly, remembering those who could not be present at the gathering.

At one point during the evening PEP staff presented silk-screened T-shirts bearing a Personal Expansion Program emblem to participants in the counseling program. Will McCain designed and screened the shirts.

All the people present at the PEP graduation banquet appeared to have had a very enjoyable evening. The banquet was a warm and pleasant affair in what can be a very cold, unpleasant place.

According to one person, "the event symbolized the hard work and success of people working together to become better people."

"A part of the old Bastille was aglow for an evening," said another guest.



'SMOKY' WILLIAMS singin' the blues.

# . . . a Warm and Pleasant Affair



By Joe Morse

Well, here we go again . . .

Time has taken its toll, and the "San Quentin News" has lost one of its reporters, Dana Mejia, to the work furlough program. Another reporter, Tom Knudson, will be following suit in a day or two — leaving only Donnie Johnson and Steven Mack to hold down the fort.

It appears that the current editor has no appreciable *esprit de corps*, as he, too, will be leaving the old Bastille by the Bay on Christmas Eve. No one is sure just what Donnie's plans are, but rumor has it he plans to head towards Iran — in hopes of exchanging himself for 26 of America's hostages. If, for some reason, that plan fails to materialize, it has been suggested he will detour to Denmark for completion of a long sought after sex-change operation.

Meanwhile, back at the ranch, what do the avid readers of the San Quentin News do with no staff to write their paper? A good question. There seemed to be no solution to the quandry — until the question was put to California's infamous "computer." (You know the one. The omniscient piece of machinery which decides who is to be housed in which institution.)

Like it or not, the computer determined that there is presently someone housed in SQ who seems to have the qualifications to take over the job as editor. Lo and behold, folks, you're stuck with Joseph B. Morse.

I am a former editor of the paper. I lost that prestigious position several years ago when I was accused of running an issue of the paper which was subsequently declared contraband by the then-active "Managing Editor" (Censor). It was suggested that I find another job, so I was promoted to Linotype operator. I have completed a 5,000-hour course in compositing and have agreed to take on the responsibility of putting out the paper each week.

The current "Managing Editor" will no doubt be interested in knowing my position on the paper's content. For whatever it's worth, I will point out that I have no particular ax to grind. I foresee no real changes in the content of the paper. I hope to make it as informative as the "Managing Editor" will allow, and there may, indeed, be times when he will say, "No way, Jose." These are the ups and downs of running a prison rag.

To make a long story short, this is not *my* paper, and I have no intention of utilizing the position as editor to curry any favors. I am a 19-year resident of SQ and have no parole date. I find it difficult to believe that anything I say or do via the News will alter that situation. So . . . my ramblings, when printed, will be no more than opinions or observations of the current transformations inside San Quentin — based, in part, on my 19 years of experience here.

See how easy that is to swallow, folks? I've managed to espouse my entire philosophy in less than one column. However, I'm being paid to fill up space so perhaps I should conclude this introduction with a chicken joke.

El Joko

A drunk walked into a small cafe late at night and asked for an order of scrambled eggs.

When the waitress conveyed the order to the overworked cook, he discovered that he had only one egg left. He knew it was too late to go out for more, so he quickly decided that the drunk wouldn't know the difference if he were to add a filler to the one egg he had.

The portion of limburger cheese near the grill seemed like an appropriate extender, so he heated the conglomeraton and served it to the customer.

The drunk gulped down the food, staggered to the counter, and belched, "Where did ya get those damn eggs?" as he began paying the bill.

"From our chicken," lied the waitress — knowing that he had been served an extender.

"Do ya got a rooster?" asked the drunk.

"Of course not," the waitress responded, assuming he had accused her of serving fertilized eggs. "Well, ya better get one," slurred the drunk.

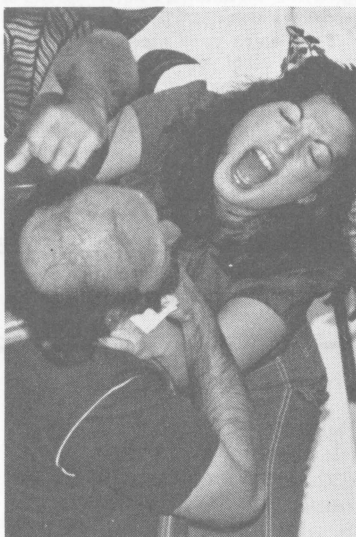
"Why?" quizzed the waitress.

"I think a skunk has been messing around with your chicken."

## Bethany Players In Garden Chapel

The Bethany Players from the Bethany Bible College in Santa Cruz came to San Quentin's Garden Chapel last Sunday to put on a skit called "The Day of Reckoning."

The Bethany Players who include Tama Donaldson, Melodye Kamplain, Mike



DEATH comes for Everyman.

Kamplain, Suzanne Link, John Rasbach, Dean Wells, Jim Salmon, Julie Cannon and Gaye Alexander, each played separate roles in the skit performed during Sunday's Protestant service.

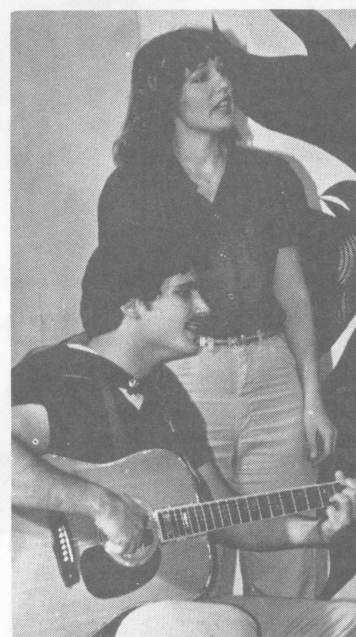
When Death appeared on the scene, Everyman is forsaken



BETHANY PLAYERS performing in Protestant chapel.

by his friends Beauty, Friendship, Fellowship, Good Deeds, Love and Strength and is left alone in his hour of need.

The skit lasted for approximately an hour. It was a lively and humorous portrayal and was well received by those in attendance.



BETHANY PLAYER'S GUITARIST giving performance.

Christian Disciple Seminar Dec. 14-17

The Garden Chapel will be holding a special four-day seminar starting Dec. 14 through 17.

It will focus on Christian Discipleship and will be headed by Glenn Morrison and associates.

## Law Column

Reprint from Folsom Observer

By Prof. Carr

The recent Administrative Bulletin by the Director of Corrections concerning Assembly Bill 2123, and the news flash which followed on the same subject, is misleading and inaccurate when it states that the bill applies back to the date of the new Determinate Sentence Law which became effective July 1, 1977, and that *People vs. Harvey* (1979) 25 Cal. 3d 754, 760-761, is no longer effective because that bill has overruled *Harvey*.

The truth of the matter is that AB-2123 applies only to crimes committed after its effective date of May 29, 1980, and that *Harvey* is still valid for all crimes committed prior to that date.

Two decisions from two separate courts of appeal have rejected the Department's interpretation.

The first is *People vs. Matthews* (1980) 108 Cal. App. 3d 793, 796, which held that under the doctrine of "Stare Decisis" *Harvey* was binding. The Matthews case is now the law since a petition for hearing was denied by the State Supreme Court on Sept. 24, 1980.

The other recent case is *People vs. Fulton* (1980) 109 Cal. App. 3d 777, 782-783, which held that to apply AB-2123 retroactive would be an "ex-post facto" prohibition.

The import of *People vs. Harvey* has escaped many prisoners in that most have interpreted *Harvey* to be limited to consecutive sentences regarding "gun-use" allegations, where the court held that the Legislature's "intent" of Penal Code section 1170.1, subd. (a) (which the recent AB-2123 amended) provides one-third of a base term sentence on subordinate counts and excluding enhancements unless the subordinate count was listed in Penal Code section 667.5 subd. (c).

*Harvey* excluded robberies from 667.5 (c) because it was not specifically listed therein as a "violent" felony. This decision which excludes robberies must also apply to burglaries, assaults, etc., involving "gun-use," because neither is specifically so listed.

The *Harvey* decision has been extended in a variety of situations (see and compare *People vs. Davis* (1980) 103 Cal. App. 3d 270, 276-279); concerns enhancement of prior convictions reduced from three to one year because not "violent" under *Harvey* rationale. And *People vs. Childs* (1980) 106 Cal. App. 3d. 959, 973-974; limits the total to only five years on consecutive sentences under *Harvey* rationale.

*Harvey* has a further impact upon the Board of Prison Terms' extended term hearings (Penal Code Sec. 1170.2(b)). That section empowers the Board to hold extended term hearings for those crimes, under the *Harvey* rationale these crimes are no longer to be considered Extraordinary Crimes of Violence and therefore, any enhancements by the Board in these types of crimes and others not specifically listed under Penal Code Section 667.5 (c), are unlawful.

Those of you who fall under the purview of this article should, if you haven't already, file an administrative appeal to reduce your sentence computation back to the original tentative computation provided under Penal Code Section 1170.2 (a). Should the Board of Prison Terms refuse to do so, you should file a Petition for a Writ of Mandamus directed to the Sacramento Superior Court to compel them to do what the law requires them to do under the *Harvey* decision.

### Sentencing

The legislature clung to its belief that mandatory sentences will reduce California's high crime rate. Early in the year, several "rob-a-home, go-to-prison" bills were introduced. The leading contenders were Senator Beverly's (R., Redondo Beach) SB 1236 and Assemblymember Levine's (D., Los Angeles) Ab 1970;

Senator Beverly's bill was adopted. SB 1236 carved out a subcategory of burglary called "residential burglary" and provided a mandatory prison term for that crime. But, in spite of Senator Beverly's intentions, not all residential burglars will go to prison under the new law.

Nighttime residential burglars can be convicted of first-degree burglary; SB 1236 would prohibit the granting of probation to the felons. Daytime residential burglary can be either a felony or a misdemeanor. A daytime misdemeanor could be fined or jailed in the county jail; the law merely prohibits probation.

The expressed purpose of these mandatory sentence laws is to "send a clear message to potential criminals" that certain crimes will not be tolerated in California. However the mandatory sentences are becoming so complex that it is difficult to imagine that the average "potential criminal" knows what crimes to avoid. These laws are adopted to give the appearance of being "tough on crime"; meanwhile nothing is done to inaugurate effective crime prevention measures.

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Workshop**



Wednesday, December 17, 9am-11am

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# Our Lady of Guadalupe . . .



OUR LADY OF GUADALUPE procession leaves Catholic Chapel, Sunday.

Continued from page 1

Jack Flynn from San Francisco and SQ cons Jim Harty, Nico Perez, Pete Hernandez, Rich Whitcomb, Armand Flores and several others whose names were not available at presstime.

Father O'Neill took the time to thank everyone in attendance for coming to the chapel to help celebrate Our Lady of Guadalupe. He gave his gratitude to the ID department for their cooperation and help and thanked SQ con Bob Varicchia for his work as soundman. He also gave thanks to Mariachi California, the Jesuit priest from San Francisco, The House Outside San Quentin and to his sister, who had come from San Francisco's Mission district to attend the celebration.

A special thanks went to the Mexican and Philippine consuls for lending their respec-

tive flags and making the celebration more meaningful.

The Our Lady of Guadalupe celebration concluded with everyone lining up for refreshments as SQ cons and their outside guests stood together talking and renewing old friendships.

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## Letters

Dear Editor:

I just received my latest issue of the San Quentin News (Nov. 28). Started looking through it and opened it up. I want to tell you that the two-page spread of poems from those men are beautiful.

I hope that more of this was done by others expressing their hopes, loves, disappointments and wants . . . or just whatever . . . they were great.

Christmas time would be another good time for another colorful spread of poems . . . don't you think?

They were very nice. My compliments to all of you.

Why not contact Glenn Kucharski—he's good at poetry—and have him write about a "Partaque" [sic] and see what he comes up with?

Sincerely,

—Margaret Brockman

## Hire An Ex-con

### A Night on the Town

Guards at Brixton Prison located south of London, England, have just discovered that many inmates were spending the night in surrounding pubs and clubs and were quietly returning to their cells early in the morning.

An unfortunate return trip by 21-year-old inmate Allan Rutty, revealed the inmates' secret. One night, coming back from a pub crawl, Rutty was so drunk he wasn't able to climb over the wall and back into prison.

A passing patrol thought it was an escape attempt but later they had to face the evidence: the inmate only wanted to get back into his cell quietly.

An inquiry was set up and police and prison guards now think it was a regular practice among Brixton inmates to leap over the wall for a night on the town.



MARINEY JOSEPH goes under for the Lord.

## Condemned SQ Con Baptized Tuesday

Condemned convict Mariney Joseph, 46, from Los Angeles, was baptized in the Protestant Chapel last Tuesday morning.

Joseph who came to San Quentin's death row last July for a murder conviction, was dressed in CDC whites and surrounded by 10 well-wishers and two escorts as he went under for the Lord in the baptismal pool located behind the Protestant Chapel.

It was a cool, crisp Tuesday morning when Joseph was escorted from the row at 10:30 a.m. to accept Christ in his life.

"I've tried everything else in life. Now I'm going to try Jesus," said Joseph as he stepped into the frigid water, assisted by Chaplains Harry Howard and Burt Russell.

Wet, but apparently happy, Joseph came out of the baptismal pool to the sounds of "Amazing Grace" sung by the well-wishers in attendance.

"I feel I have more inner peace now than when I was a free man," said Joseph shortly before the baptism took place.

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

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G. W. Sumner . . . . . Warden  
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SAN QUENTIN'S UPPER YARD . . . circa 1959.

# San Quentin News

THE PULSE OF SAN QUENTIN

Vol. I, No. 42

TAMAL, CALIFORNIA 94964

Friday, Dec. 19, 1980

## Squires Annual Election Results

The Squires organization at San Quentin recently held its annual elections with the following results:

Richard Whitcomb and Joel Head were the newly-elected president and vice president, respectively. Rodney Reynolds became the new planning director.

Paul Brar, public relations director; and Pete Lingelbach, secretary; each retained their

positions.

After the results were announced all of the board members gave a short thank you speech. The overall message from each was that they would do their best to uphold the honor that Squires has had since its inception in 1964.

Squires stands for San Quentin's Utilization of Inmate's Resources Experiences and Studies, and its motto is Because We Care.



SQUIRES EXECUTIVE BODY, L-to-R are Pete Lingelbach, secretary; Paul "Shiek" Brar, public relations; Joel Head, vice president; Richard Whitcomb, president. Rodney Reynolds, planning director and John "Jap" Thomas, sergeant-at-arms.

## Federal Judge Orders Death Row Improvements

The U.S. District Court for the northern district in San Francisco ordered recently that San Quentin officials comply with a class-action suit brought by six condemned prisoners.

The action — *In re Thompson* — requires the Director of Corrections and San Quentin Warden George Sumner, to make needed physical changes on death row and north segregation. The changes are to be made within one year of the date of issuance of the court's order.

Prison officials must supply recreational and educational equipment and implement educational and hobby programs for condemned convicts.

Death row residents must now be generally classified into three separate grades.

Grade A prisoners will be those found not to have a high violence potential and who have demonstrated an acceptable disciplinary adjustment while on the row.

To be classified as Grade A, a condemned convict must be able to get along safely and peaceably with other cons and staff on condemned row.

Grade B prisoners will be those who are considered a high-escape risk and those who are found to be violent and are disciplinary or management cases.

Included in the Grade B category are those prisoners with a history of escapes, in-prison assaults or gang affiliations. Also included in this category are those caught with contraband or weapons.

Walk-alones are those in-

mates who would otherwise be classified Grade A's, but who are unacceptable to the rest of the Grade A population.

These inmates will be offered as much of the Grade A program as possible, read the Court's order.

Continued on page 4

## Show Cause Issued In Close A Family Visiting

By Jimmy Price

A Marin Superior Court judge recently issued an order to Warden Sumner and the state attorney general directing them to show cause why a Writ of Habeas Corpus should not be issued to the petitioners of a suit contesting the denial of family visits for Close A custody prisoners at San Quentin.

The class action suit, filed by three SQ cons through the prison Law Office, contends that wholesale denial of family visits to Close A prisoners is not necessary for the reasonable security of the institution. This violates section 2601(d) of the Penal Code, read the suit.

Also charged in the suit, brought by San Quentin convicts Richard Parento, Steve Higuere and Richard Gurule, is that denial of such visits constitutes a denial of equal protection under the law and that Close A status is assigned arbitrarily and in violation of the rights to due process of law.

The petitioners in the suit

## Family Visits To be Cancelled During Moving

All medium custody family visiting trailers are to be moved to the new family visiting area on the lower-lower yard beginning Monday, Jan. 5, according to Warden George Sumner.

To facilitate this move the medium custody family visiting program will be out of operation until all of the trailers are moved and ready for occupancy again.

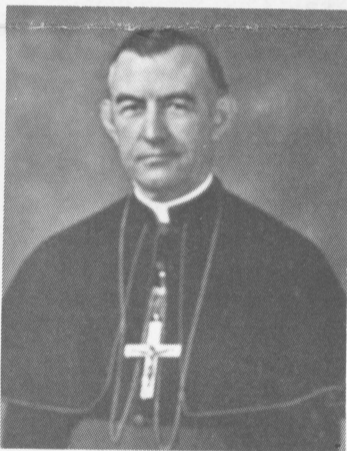
This will be for approximately one month, said Sumner. All medium custody family visits scheduled during this period will be cancelled and rescheduled for the earliest available slot convenient for the inmate and his family. The last day of occupancy for medium custody family visits in the old area will be Sunday, Jan. 4.

Minimum and Max B family visits will not be affected by the movement.

## Christmas Mass in Catholic Chapel

A special mass will be held on Christmas day in the Catholic Chapel at 9:30 a.m., according to Father John O'Neill.

The celebrant at the special



JOHN R. QUINN, Archbishop of San Francisco.

mass will be the Most Reverend John R. Quinn, Archbishop of San Francisco.

## A Christmas Remembered

By Ronald James Hebrard

December 10, 1980

Christmas Day 1979 2:30 p.m.

Today, while I was at my work assignment, I spent a few minutes looking out the window, and I saw something that touched the deepest part of my soul.

It was a grey overcast rainy day with just a few people out in the main yard. I noticed one man sitting just below me with his back to the yard shack. The thing that pulled my eye to him was the fact that he was all alone. I watched as he fumbled through his pockets, finally pulling out some arid, State-issued tobacco. Slowly and meticulously, he rolled up a smoke.

On the ground before him was an open package of State-issued peanuts; a part of a small Christmas sack given to each man by the State. The orange and hard candy were already gone. As he puffed slowly on his hand-rolled smoke, another man approached, carrying a large plastic tumbler of instant coffee. Neither spoke as the newcomer squatted down. He set the coffee on the ground between them, and then he, too, rolled a State-issued cigarette.

The picture was painfully obvious to me. Both of these men were new arrivals spending their first Christmas behind the wall. Neither had anything, other than what had been given to him by the State. But both shared a common feeling: the gut-aching loneliness of being totally alone—totally lost. Living dead men at Christmas. I watched them for a long time, and they never exchanged a word.

They shared the coffee and peanuts with each other, smoked several cigarettes not looking at each other, or speaking. They were lost in the hallways of their own memories.

I locked up the shop and hurried to my room and threw a few of my own things into a paper sack and headed for the yard. But it took me almost half an hour to make all the stupid unlocks they have around here.

By the time I got outside, both men were gone. Nothing remained, other than some peanut shells and crumpled cigarette butts. The sack of candy and fruitcake in my hand felt strangely awkward as I walked back to my cell.

I would have liked to share something with them; to let them know that they weren't alone, and that the spirit of Christmas is alive, even here.

I wish there was a happy ending to this Christmas tale, but like so many things in life, there isn't.

I realized how very fortunate I am to have people that love and care for me. I said a silent thanks to God for making my Christmas special; for showing me how to feel again.

I watched two souls bleed today... and mine bled with them!

any changes as far as family visits are concerned.

As set out in Institutional Order No. 222, a Max B inmate with an escape history which would classify him as Close A — if he were not in the management control unit — would also be ineligible for family visits.

Location of the Max B family visiting quarters, the petition points out, is within the prison walls beneath a gun tower on the lower yard and inside a 12-foot fence topped with barbed wire.

A serious escape risk, as defined in the CDC Classification

Continued on page 4

—WEEKEND MOVIE—

## Battle Beyond the Stars

This film is often described as "The Magnificent Seven" in space. Richard Thomas stars as the leader of the "good guys" trying to save their planet from destruction at the hands of the monster imperialist conqueror named Sador (played by John Saxon). Sybil Danning plays a female mercenary who gets her kicks through combat. Rated PG.

POPULATION  
COUNT  
2,854

Friday, December 19

Joan Lisator  
251 Clorinda Ave.  
San Rafael, CA. 94901

## Murder Rate Drops for Third Year

OTTAWA — The criminal homicide rate in Canada dropped sharply in 1979 for the third year in a row since Parliament abolished the death penalty in 1976.

Statistics Canada, in figures published Nov. 6, said the rate, including murder, manslaughter and infanticide, fell 6.5% last year.

The federal agency reported 579 homicide incidents last year compared with 616 in 1978 and 637 in 1977. There were 631 victims.

The murder rate, at 2.48 victims per 100,000 population, was the lowest since 1974.

Homicide rates were highest in the western provinces and the territories.

Four out of 10 homicides were domestic. Another 31.6% involved a social or business relationship.

Statistics Canada said 136 victims were killed by rifles or shotguns. Stabbings accounted for 25.7% of deaths last year and beatings for 20.9%.

Murder remained one of the most quickly solved crimes with 83.6% of the incidents cleared by police by the end of the year.

Request-a-Prayer  
Prayer Box  
Outside Garden Chapel  
For Everyones' Use

### Two SQ Cons To Take Computer Program Exams

The California State Personnel Board has scheduled two San Quentin cons to take the written Programmer I examination today, according to J. S. Marquez, CCII, training officer.

Clyde Parker, a data processing center member, and Eddie Walderrama, a data processing student, are scheduled to take the exam, said Marquez.

When they pass the written portion of the exam they will be scheduled for an oral exam. If they get by the oral portion they will be placed on the programmers hiring list for state employee positions.

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## Shootout Participant Fails To Win Parole

FOLSOM — There's no parole yet for Ruchell Magee, who got life in prison for his role in the bloody Marin County Courthouse shootout of 1970.

Magee, 41, was convicted of kidnapping and murder in the Aug. 7, 1970, escape attempt in which Judge Harold Haley, two convicts and a youth who brought weapons into court were killed.

Robin J. Dezember, executive officer of the state Board of Prison Terms, said Tuesday that Magee's parole was refused "because of the seriousness of his crime," and because "his adjustment to prison was not good."

There have been 51 disciplinary reports on Magee, and since 1974 he has refused to see the prison psychiatrist, Dezember said.

The earliest Magee can be paroled is Jan. 23, 1982. His next parole hearing is to be late

next year.

Magee, who refused to appear at the hearing Tuesday and waived his right to an attorney, was originally charged along with Angela Davis, the black activist who also was charged with kidnapping, murder and conspiracy in connection with the shootout.

Magee's trial was later separated from Ms. Davis' at his request, and he was convicted of one count each of murder and kidnapping.

Ms. Davis, accused of plotting the escape attempt that led to the battle, was found innocent. She is now teaching at San Francisco State University.

Officials of the state Attorney General's Office and the Los Angeles County District Attorney's Office attended the hearing, along with two members of the Board of Prison Terms.

### Justice — San Quentin Style

By Harold Kruger

San Quentin justice is meted out in Marin courts, and the county Public Defender's office carries out the unenviable task of defending the men behind bars.

"They're tough. By God, they're tough. They're exhausting. We're running thin," said Frank Cox, chief deputy public defender, who has handled his share of San Quentin cases.

Cox said that his worthy adversary in court is no longer the Marin District Attorney but the state Attorney General's office, which took over prosecution of San Quentin offenses committed since July.

"It's David vs. Goliath," said Cox, "and we're not Goliath. It's a question of staffing, funding and time."

In all three instances, the public defender is outmatched by the prosecutorial power of Sacramento.

"State politics inexorably enters into this," he said. "The whole question of violence is a state issue. (State Attorney General George) Deukmejian spoke to it in his campaign, as did his predecessor Mr. Younger."

Gene Kaster, a deputy attorney general in the Prison Trial Unit in San Francisco, said former Attorney General Evelle Younger gave "tacit support" to legislation giving the AG jurisdiction over prison cases.

He said district attorneys in counties with state prisons strongly supported the bill because they were apparently dissatisfied with the formula by which the state reimbursed them for trial costs.

Cox's workload is rising because cases that used to be handled administratively in the prison — possession of a knife or other weapon, for instance — are now brought to the court.

"When a man is prosecuted for that type of offense, the state is using its power not to resolve the problem or make San Quentin more humane, but it is taking the easy, quick fix by prosecuting instead of responding to inhumane cell conditions," he said.

But Kaster said the Marin Public Defender was "just experiencing the effect of our catch-up." Kaster's office has filed six San Quentin cases since July and will file five more this week for prosecution.

Cox said San Quentin is "beyond the point of a dungeon. It's a hyper-dungeon. You can't keep a man like an animal and expect him to act like a man."

Statistics of prison violence show a steady decrease. Through September, there have been 27 assaults, compared to 32 last year and 46 in 1978. So far, there has been one death in 1980, three in 1979 and four in 1978.

Statewide, there have been 13 violent prison-deaths this year — that includes the death of non-inmate staffer — and 16 each during the last two years.

## Law Column

### Administrative Bulletin Allows Presentence Credits To Be Served in County Jail

On Nov. 7 the Board of Prison Terms issued a directive which allows certain short-term prisoners to remain in a county facility to await the calculation of pre-prison credits.

AD/8015 reads, in part, as follows:

Many persons committed to state prison under the Indeterminate Sentencing Law have sufficient pre-prison credit pursuant to Penal Code Sections 2900.1 and 2900.5 to equal or exceed the determinate term that could be set by the Board under Penal Code Section 1170.2(a). Rather than delivering these persons to the Department of Corrections for the retroactive calculation of the determinate term, the court may commit the person to state prison for the term prescribed by law and send all necessary documents with a minute order or cover letter to the appropriate reception center. The minute order or cover letter should indicate that the documentation is being delivered without being accompanied by the defendant. The defendant should be retained in local custody pending board action.

Documents necessary to the expeditious and correct retroactive calculation of the term are:

1. The abstract of judgment.
2. The probation officer's report.
3. The charging document.
4. The transcript of the proceedings at the time of plea.
5. The transcript of the proceedings at the time of sentencing.

Documentation should not be sent to the board office in Sacramento, as this will result in

delay in computing the term. The term computations are prepared and acted upon at the reception centers, not at the board office.

Upon receipt of the documents, records staff shall calculate the determinate term on a priority basis and refer the computation and documentation to the board for review and screening for an extended term hearing.

If the person is not overdue for release on the date calculated under Penal Code Section 1170.2(a) or if the person is scheduled for an extended term hearing, the Correctional Case Records Manager shall notify the sentencing court that the person must be delivered to the Department of Corrections. This notification shall include copies of the CDC Form 678 and CRB Form 1091 (Screening Form).

If the person is overdue for release on the date calculated under Penal Code Section 1170.2(a) and is not scheduled for an extended term hearing, the Correctional Case Records Manager shall notify the court that the person has completed the prison term and should be released from custody. This notification shall include a copy of the CDC Form 678 signed by the Board. The person shall be discharged effective on the date of the Board's action setting the term. The prison commitment will qualify as a prior prison term within the meaning of Penal Code Section 667.5.

This supersedes Administrative Directive 79/16.

### Texas Prisons Criticized by Judge

HOUSTON — Texas prisons are places of "sheer misery and degradation and pain" where constitutional rights are violated, a federal judge says. In a preliminary ruling issued in a class-action suit by inmates, U.S. District Judge William Wayne Justice said he

was appalled by overcrowding, bad sanitation, inadequate recreation, poor health care and the quality of guards.

Justice said in his 248-page opinion that state officials had failed to uphold their responsibilities and the federal courts must take action.

### Buy Your Xmas Gifts At the San Quentin Handicraft Shop

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# Appeals Court Overturns Guard-Death Convictions

SAN FRANCISCO — Two convicts serving life terms for killing a San Quentin prison guard in 1971 had their convictions overturned Thursday by the 9th U.S. Court of Appeals.

The court said it was probable that the jury's "consideration of facts not introduced into evidence" contributed to the verdict in the cases of Earl Gibson and Lawrence Justice, both serving time on convictions from Los Angeles County.

It said the men must be freed

## Career Center Offers Assistance to Students

The Career Center, located in the library building, is now offering counseling services to cons who wish to further their education.

Ms. Suzanna Broughton, a career counselor, will assist students who wish to attend college or who are applying for educational grants. Assistance is also available for those who are interested in vocational training.

For more information contact Bobby Knight in the library.

## Politician Denied Early Parole

BALTIMORE — Former Maryland Gov. Marvin Mandel says he is "bewildered" and "disappointed" by the U.S. Parole Commission's refusal to grant him early parole from a three-year prison term.

The nine-member parole board decided Friday in Washington, D.C., that Mandel must wait until May 14, 1982, to be eligible for parole from his sentence on convictions for racketeering and mail fraud. At that time he would have served two years.

unless the state grants a new trial within 60 days.

In their habeas corpus petition, the convicts said jurors did their own research on blood samples and reported the findings to other jurors.

Gibson and Justice claimed their right to a fair trial had been denied. U.S. District Court Judge Spencer Williams on Feb. 11, 1977, denied their petition.

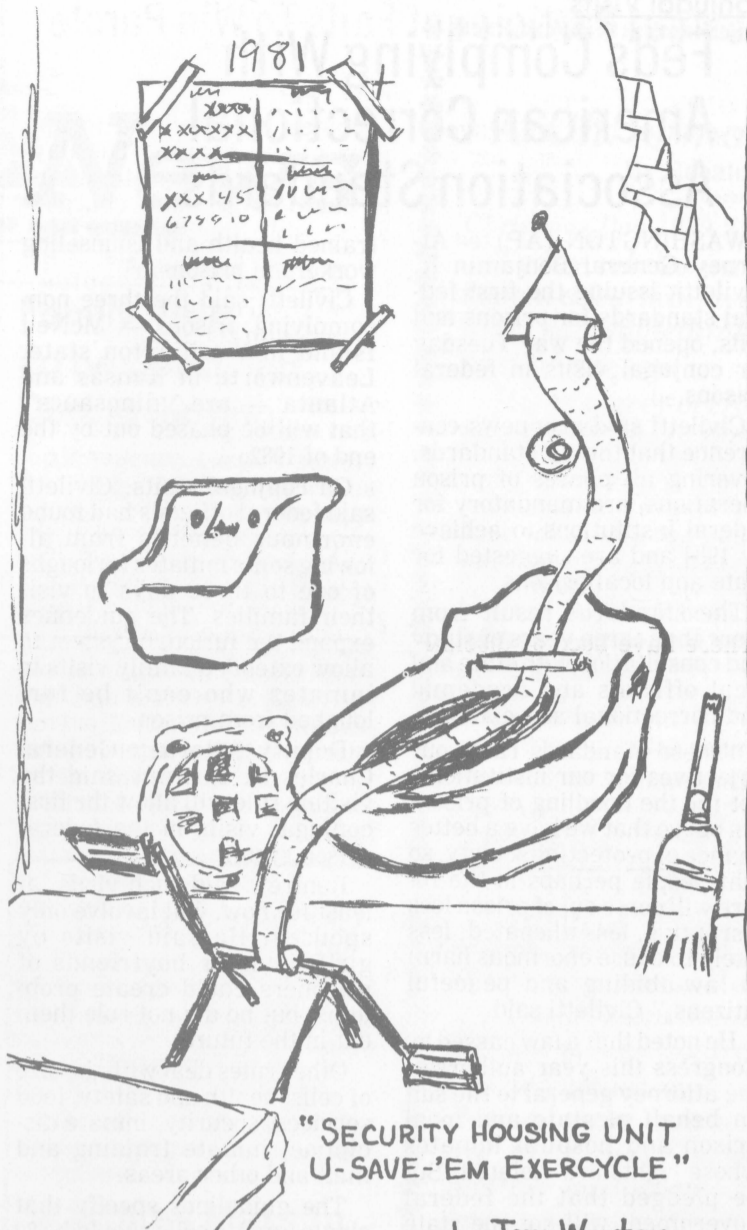
An inmate, Herman Johnson, and others testified that a guard, Leo Davis, was attacked in the prison hospital on July 21, 1971, by Gibson, Justice and a third inmate. But other witnesses rebutted the testimony, and the defense implied that Johnson was biased because a decision on a parole violation was delayed pending his testimony.

## Convicts Sue Keepers

The State of Illinois has faced a barrage of inmate civil suits this year. Nearly 500 such actions have been filed in the first nine months of the year in the U.S. District Court of Appeal but very few appear to be legitimate claims.

A death row inmate sued prison officials because he was constipated, another prisoner sued because pale yellow paint he bought at the prison commissary was light yellow; a woman prisoner demanded that Illinois pay for a sex change operation; and a homosexual sued when his cell mate was transferred to another prison.

One inmate has filed more than 200 suits in the last 10 years. In one case, he sued two federal judges and a federal magistrate protesting the dismissal of more than 100 of his other suits.



## — Canteen Notice —

The inmate canteen will be closed on Christmas Day for the holiday, according to W. Riebling, canteen manager.

It will also be closed Dec. 30 and Dec. 31 for the month-end inventory and again on New Year's Day due to the New Year's Show, said Riebling.

## Hobby Shop Closed For Xmas

The hobby shop will be closed Dec. 22 through Dec. 26, according to Ms. Lois Wu, handicraft manager.

The shop will reopen Dec. 28 and will go back to the regular schedule at that time, said Wu.

## Letters

Dear Editor:

After waiting 314 days and dealing with the federal court I was finally able to hold my son for the first time in his young life.

I'd like to take this moment to thank Mr. and Mrs. M. S. Thompson for having the foresight to start the Thompson suit; thanks to the lawyers who handled the arguments, and thanks to the many men on the row and their loved ones who wrote letters of support for Thompson.

And special thanks to Gary of the Frisco Choppers for his valuable assistance when we needed it most.

Thank you,

— Steven King Ainsworth,  
On the Row

Dear Editor:

I'm a worker in D Section. I've talked to an attorney on the outside asking if there is a way someone could do something about getting the inmates who are locked up in here some yard time — at least two hours every couple days.

Another thing that should be looked into is that we haven't been getting showers but about once every six days. We should get at least two showers a week.

Also, we could really appreciate getting some books and reading material for the guys locked up in here.

Please print this so somebody out there could help.

Thank you,

—James McClean

☆☆☆☆☆☆☆☆☆☆

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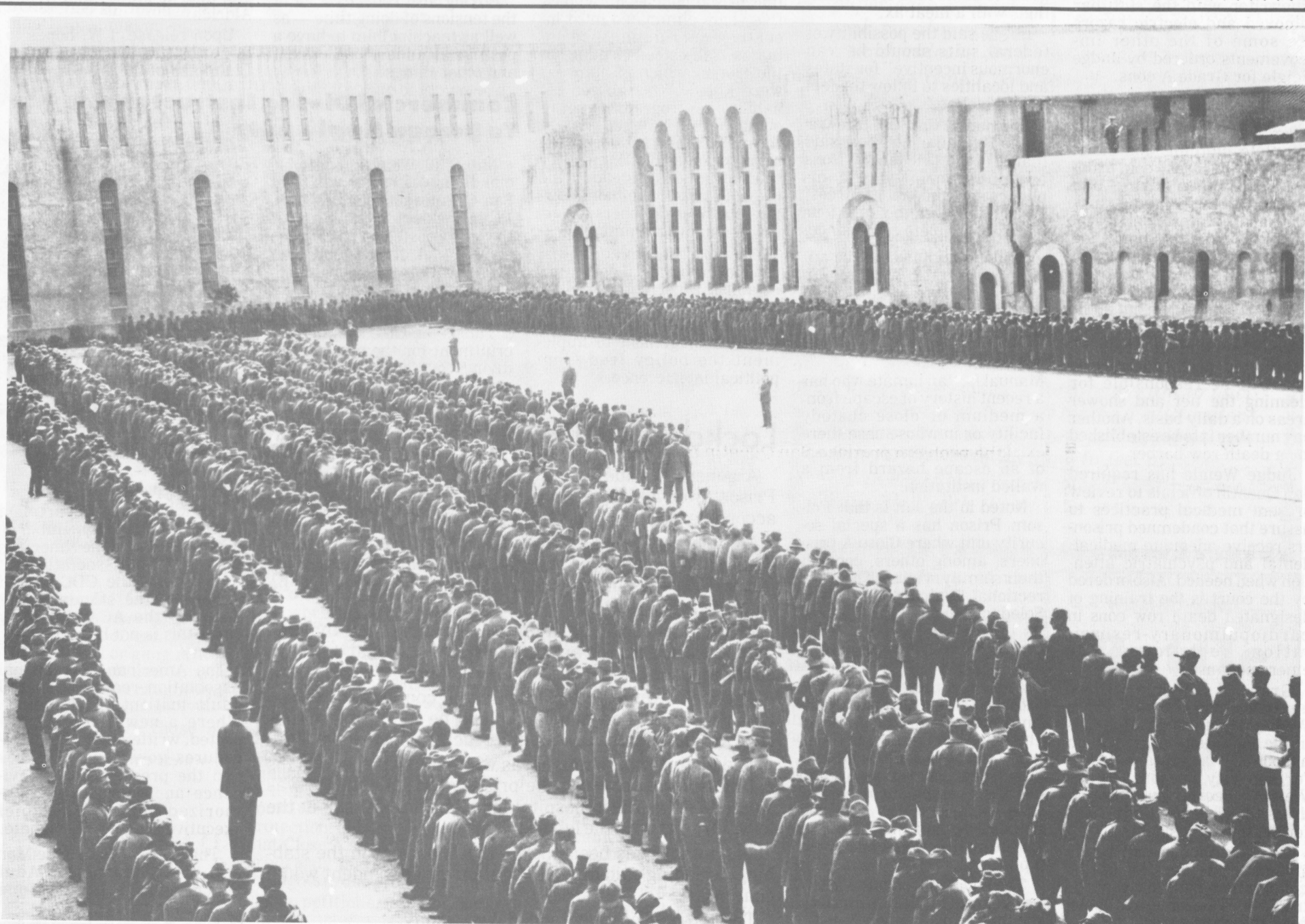
Classes are held in the Jewish chapel Thursday nights from 6:20 to 9:20 p.m. The initial course is six weeks long. The advanced course is an additional six weeks.

Learn from convict instructors who know the "time-cycle game" and how to break it.

To sign up for STAR, contact Carl McQuillion, 1W33.

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SAN QUENTIN UPPER YARD . . . Circa 1940

# Death Row . . .

Continued from page 1

Grade A cons are now entitled to at least 12 hours a week on the north seg exercise yard. They are to have access to tier movement from 9 a.m. to 3 p.m. on a daily basis with hourly cell unlocks.

Grade A's can now be taken to the visiting room by a single escort and they no longer have to wear restraining chains when they are escorted from the unit.

The court has ordered San Quentin officials to build a covering over a portion of the north seg yard — located on the roof of the north block — for protection from inclement weather.

They must also install a speed bag to go along with the weight machine and heavy bag that are already in place there.

A chinning bar will be provided along with a medicine ball and jump ropes for physical fitness buffs.

Already provided are a basketball net and two tables with fixed seats for those not athletically inclined.

Condemned row cons will continue to be provided with at least two showers a week on the tier and access to the yard shower during exercise periods on the yard. Shower controls will be fixed to allow individual control over water temperature and pressure.

Two hot meals and a bag lunch will be the death row diet, but the court has ordered the staff to make every effort to ensure the food is served as hot as possible.

A shelf or cabinet is to be provided each Grade A prisoner for storage of personal property. Toilets are to be kept in working order and hot and cold running water is to be provided. Frosted lightbulbs with adequate wattage for reading and writing purposes were also ordered.

Nonlegal and legal library services, writing boards, a fixed fold-out stool, use of a typewriter with the shift-bar removed and electric razors are some of the other improvements ordered by Judge Weigle for Grade A cons.

Among the other improvements required in the judge's order are the continuance of complete clothing and sheet exchange once a week, raincoats provided during bad weather on the exercise yard, hobbycraft materials and regular religious and counseling services and the availability of high school and tutoring programs. Correspondence courses will also be provided, but at the convict's expense.

Two pay numbers are to be established for Grade A cons who will be responsible for cleaning the tier and shower areas on a daily basis. Another pay number is to be established for a death row barber.

Judge Weigle has required San Quentin officials to review present medical practices to assure that condemned prisoners receive adequate medical, dental and psychiatric attention when needed. Also ordered by the court is the training of designated death row cons in cardiopulmonary-resuscitation techniques for emergency use.

Grade A convicts will be available for contact visits Wednesday through Mondays in the B Section visiting room as soon as it can be screened off for security reasons. Judge Weigle's decree does not address the issue of family visits for death row residents.

Pay telephones will be installed on the tiers for use by condemned cons as soon as trunk lines become available, read the court order.

## Conjugal Visits

# Feds Complying With American Correctional Association Standards

WASHINGTON (AP) — Attorney General Benjamin R. Civiletti, issuing the first federal standards for prisons and jails, opened the way Tuesday for conjugal visits in federal prisons.

Civiletti said at a news conference that the 352 standards, covering all phases of prison operations, are mandatory for federal institutions to achieve by 1984 and are suggested for state and local prisons.

The standards result from more than three years of study and consultation with state and local officials and academic and correctional associations.

"These standards raise our objectives for our institutions, not for the coddling of prisoners but so that we have a better chance of protecting society, so that people perhaps in the future will come out of prison less disruptive, less alienated, less likely to cause enormous harm to law-abiding and peaceful citizens," Civiletti said.

He noted that a law passed by Congress this year authorizes the attorney general to file suit on behalf of state and local prison and hospital inmates whose rights are violated. But he pledged that the federal government will not sue state and local governments that either comply with the federal standards or are making a good-faith effort to achieve compliance.

"We've learned in other areas of federal involvement in state and local affairs that hard-fought, knock-down, drag-out litigation is one of the least effective ways to bring about productive and beneficial reform," Civiletti said. "The federal government is not going to come in to local situations with a meat ax."

But he said the possibility of federal suits should be "an enormous incentive" for states and localities to follow the federal guidelines.

Norman A. Carlson, director of the Bureau of Prisons, said that 40 of the 43 federal prisons are substantially in compliance now and that it will cost \$20 million over the next four years to complete compliance.

Civiletti said most of the additional money will go for

trained health and counseling workers in prisons.

Civiletti said the three non-complying prisons — McNeil Island in Washington state, Leavenworth in Kansas and Atlanta — are "dinosaurs" that will be phased out by the end of 1982.

On conjugal visits, Civiletti said federal officials had found enormous benefits from allowing some inmates furloughs of one to three days to visit their families. The guidelines expand the furlough system to allow extended family visits to inmates who can't be furloughed from prison.

Deputy Attorney General Charles B. Renfrew said the visiting rule will allow the first conjugal visits in the federal prison system.

Renfrew said such visits, at least for now, will involve only spouses. He said visits by girlfriends or boyfriends of prisoners could create problems, but he did not rule them out in the future.

Other rules deal with the size of cells, health and safety, food services, security, inmate discipline, inmate training and mail and other areas.

The guidelines specify that single inmate cells should be 80 square feet in new prisons.

## Investigation of New Mexico Riot

The riot at the New Mexico State Penitentiary last February probably resulted from a hard line corrections policy that began five years earlier, a State Attorney General's investigation has concluded.

The investigation report says that prison policies in the past five years eliminated most incentives and diminished inmates' self-esteem leading to the riot in which 39 inmates were killed. When prison rehabilitation programs were cut out in the mid-1970s, officials at the prison began to rely on segregation as punishment for rule infractions instead of the previous practice of not allowing rebellious prisoners to participate in programming.

The report recommends that the Governor and Legislature establish a corrections policy based on incentives and that the State hire stable professional management to implement the policy free from political interference.

## Lockdown After Prison Stabbing

A general lockdown has been ordered at San Quentin Prison after an inmate was stabbed three times Sunday, according to prison spokesman Mike Madding.

Madding said that the lockdown was first ordered because the stabbing was thought to have had "racial overtones." The victim was white and the suspect black, he said.

But following an investigation, Madding said that the motive for the attack appears to be "a personal dispute" not related to race.

The lockdown for the prisoners will continue, however, and be re-evaluated on a daily basis, he said. It is the first such lockdown at the 2,800-inmate facility since May.

The victim, whose name was withheld, was found in his cell in the west block of the prison at 11:15 a.m. He was treated at the prison hospital for stab wounds, one in the left arm and two in the left shoulder.

One inmate has been charged with assault in the stabbing. Madding said an investigation of the incident would continue.

The two-day lockdown ended Wednesday.

## FIGHT CARD

Skyline Gym, Sat. Dec. 20

# San Quentin vs. Fort Ord

WEIGHT

Quinn . . . . .	125 . . . . .	Howe
Ramirez . . . . .	132 . . . . .	Smith
Salcio . . . . .	132 . . . . .	Blocker
Lewis, J. . . . .	147 . . . . .	Ross
Maxey . . . . .	147 . . . . .	Lewis
Todala . . . . .	147 . . . . .	Williams
Delts . . . . .	156 . . . . .	Howard
Bernel . . . . .	156 . . . . .	Martin
Johnson . . . . .	165 . . . . .	Hoze

(Both SQ boxers - a 5-round bout)

Johnson . . . . .	165 . . . . .	Davis
Bailey . . . . .	165 . . . . .	Gonzales

(Both of SQ)

Bennett . . . . .	178 . . . . .	Brown
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Davis . . . . . Cruiserweight . . . . . Amantine

Williams . . . . . Heavyweight . . . . . Lewis

## I. W. Johnson; Profile of a Champ

I. W. Johnson, middleweight champion of San Quentin, has been involved with boxing for approximately 4½ years. In his opinion, it is one of the most challenging sports of all. It takes a helluva guy to get up every morning and endure the rigors of training — especially in San Quentin.

Boxing opens a man's mind to communication with all ethnic groups, while it enables him to meet a lot of people. You meet both the successful and the unsuccessful; both of whom have a story to tell.

Boxing also relieves a lot of the tensions of doing time — as well as teaching him to have a positive attitude about himself and other things.

"The ultimate reward" said I.W., "is when you have defeated your challenger and the referee holds your hand up in victory. It is then when a fighter realizes all the sacrifices and sufferings have not been in vain. To emerge victorious from a hard-fought battle is a reward in itself; but by the same token, you cannot allow yourself to be torn apart by a defeat — because a 'quitter never wins and a winner never quits.'"

I.W. attributes a lot of what he has learned to his two trainers, Charlie McCoy and Henry Aldrich.

Upon release, I.W. hopes to become the Middleweight Champion of the World.

## Commercial Diving Instructor To Screen Applicants

Mr. C. J. Weaver, commercial diving instructor, will be at San Quentin on Monday, Jan. 19, to conduct interviews for those interested in taking the commercial diving course offered in Chino, according to Otis Loggins, assistant deputy director, institutions.

This is the CDC's annual recruitment for the commercial diving course. To qualify you must be in good physical con-

dition and be eligible for a transfer to a Level I institution.

For more information concerning the commercial diving course contact Ernie Bradford, supervisor of vocational education, in the education building.

## Hire An Ex-con

### — Convict's Corner —

Did You Know . . . ?

The California Department of Corrections is a member in good standing of the American Correctional Association. It follows that the CDC should adhere to the standards set down by the ACA. In many cases this is not being done.

The American Correctional Association requires that all adult institutions have . . . Where a new crime is suspected, written policy and procedures governing searches and the preservation of evidence and searches are authorized only by the chief executive officer or designate.

This is according to the Manual of Standards for Adult Correctional Institutions, No. 4293.

# SEASON'S GREETINGS

## San Quentin News

THE PULSE OF SAN QUENTIN

Vol. I, No. 43

TAMAL, CALIFORNIA 94964

Friday, Dec. 26, 1980

### Sate Creative Arts Show Big Success

By Joel Head

The morning of Dec. 6 started out as a cold, brisk morning filled with last minute touches being applied by the Sate organization and sponsors for the creation of what was to be a very meaningful and memorable event within the walls of San Quentin.

After months of hard work by the organization and much anticipation by the mainline, the time was right and the ingredients could only produce a ray of sunshine on a dull day. I mean how could you miss with a touch of soul, poetry, jazz, truth and insight into what's happening now from community people.

There was a display of beautiful art work by talented black prisoners, a host of concerned and lovely ladies and last but not least, a refreshing lesson of cultural awareness and fashions of the motherland (Africa). And the one thing that everyone knew would be a highlight of the day... the dance performance of the radiant Wajumbe Dancers.

Time passed swiftly as Sate's Vice President Larry Miller and Joel Head, P.R. director, made our way across the upper yard to display the organization's warm welcome while



WILMER LEON  
Inspector General of CDC

assuring our many invited guest our deep appreciation for their concern and participation on this special day. Inside the north dining hall things were looking good, while outside prisoners were beginning to ask such questions as, "What's happening, brother? What time and when is the show going to start?"

As the saying is expressed in show business, "The show must go on," and go on it is exactly what president Lafayette Nelson, and our master of ceremonies, Willie "Bonewalk" Walker attended to.



WAJUMBE DANCERS displaying the art of cultural dancing in motion.

At 10:00 a.m. the back doors of the north dining hall kicked open and prisoners began to enter. As always "Bonewalk" displayed his art of creating a mellow atmosphere for a show which soon turned into one of the most eventful and well-organized Soul Days in past years.

The Emcee greeted the prisoners and kicked off the show with the talented Perfections, easing their smooth rhythm into the bloodstream of the population. This was followed by a dose of tasteful poetry, beautifully presented by the unique combination of, Ms. Gretel G. G. Greenhouse and S.Q.'s very own Brother Ernest. Setting the stage for the



NONTISZI CAYOU  
Emcee

pace and mellowing everyone into a mild groove.

As the Jazz Sound Combo brought their well-received performance to an end, the show was again turned over to the master of the microphone, who used his skillfulness in acknowledging those outside guest who were present. An open invitation was extended to the guest who wished to come forward and enlighten the population with views of their



FASHION OF THE MOTHERLAND AFRICA, presented by one of the wajumbe ensemble members.

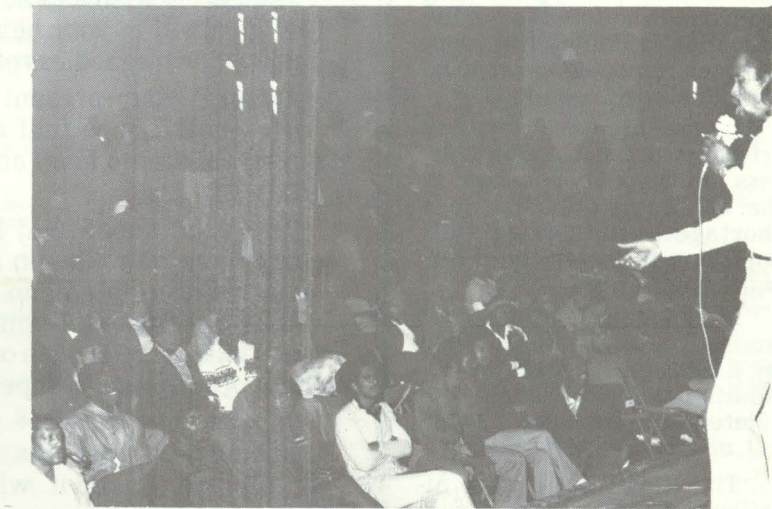
appreciated knowledge, concerning the event and their position or professional status.

Acknowledgements were given to the beautiful ladies of the Bay Area Black Social Workers for their concern and participation. The Sisters of Motivation, who has pledged their support for years to the Sate organization, Brother Willie Jackson and the gentlemen attending the event with him from the Counselors West

Organization, who has attended past meetings of the organization with positive input.

The pace slowed as Mr. Wilmer Leon, inspector general, a representative of the Department of Corrections stepped forward to take the mike and express concerned views of the prison situation and his appreciation of the Sate Organization's efforts to motivate positive ideals into the system.

Mr. Leon also expressed his thanks for being able to attend the show. Following the brief speech of the Inspector General, the audience was again presented with a well known community figure, Mr. Percy Steele Jr., president of the Bay Area Urban League who stated briefly his concerns of youth entering into the system and his gratitude for being invited to participate in such a meaningful event. Mr. Steele ended his speech with a pledge that he

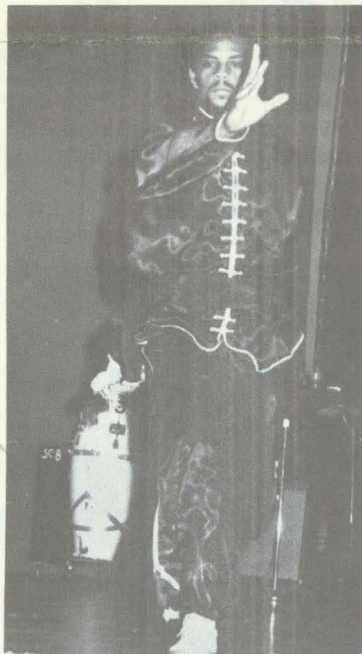


GREG McDOWELL, doing what he does best — captivating an audience.

would support positive ideals and change.

Mrs. Valora Johnson, Sate's administrative consultant who is always a pleasant and inspirational force, honored us with her presence. Mrs. Johnson was recently promoted to the Department of Corrections Board of Prison Terms and even though her schedule keeps her quite busy, she continues to support Sate's efforts with a willingness to attend meetings when her schedule allows.

The master of the mike, "Bonewalk" Walker encountered no problems regaining



THI CHI demonstration.

the audience, and with a style of his own, reached out and sparked everyone with the introduction of the Black Mystic Dancers. Three of our younger generation who entertained us with an inspirational dance performance. These young brothers assured SQ's population that they are very alive and on the rise with a style informing there's more to us than just the yard... something in which we knew from jump street. This performance brought a ray of cheers from everyone with a thrill for more and much more is exactly what followed as the award-winning Brothers of Soul lost no time in gliding into the thing they do best — casting spells and captivating audiences.

Earlier I had been informed by one of the Brothers of Soul that they had a secret weapon in store, and once Franco Jones stepped up to the mike and began his release of L.T.D.'s "Where Did We Go Wrong With

Love Baby," it was plain to see the secret was out as the north dining hall began to rock, reel and come to complete attention.

The departure of these versatile brothers brought an overwhelming ovation. Yes, the souls of everyone had been touched and would continue to be touched as a lesson in culture was presented by the combination of Wajumbe Members and prisoners displaying the ceremonial teaching of the Seven Principles of Housa Sada.

Each person stepped forward to light candles and followed by the meaning of each principle, until all seven had been completed.

This event, under the dim light setting of the dining hall, was indeed a very touching and beautiful one to behold. One that will for sure remain within the hearts of everyone present. After such a display, what could possibly follow?

Well!, I'm sure that all those in attendance will agree that it is a fact that even though great leaders and teachers of truth may no longer be among us in physical being, their teaching and memories remains very much alive in some of us. For those of us unaware certainly and surely became aware this day as Big-Dip McCray refreshed everyone's memory with his beautifully presented salute to Brother Malcom-X, and the importance of collective unity.

Truth leave no room for doubt and our Emcee attended

Continued on page 4

☆☆☆☆☆☆☆☆  
64th Annual

### Show of Stars

San Quentin Prison

January 1, 1981

Featuring

☆ Mark Naftalin's Rhythm & Blues Revue

☆ Billy Joe Shaver

☆ Search'n

Norton Buffalo & Jeanne Bogardus MC's

Presented by Bread & Roses.

☆☆☆☆☆☆☆☆

Joan Isator  
251 Clorinda Ave.  
San Rafael, CA.

94901

5/13/80

6/1/81

USPS480-700

## Vocational Sheetmetal For Close Custodies

The education department will be offering vocational training in the sheetmetal trade to Close A and Close B custody inmates starting Dec. 23, according to Mr. Ernie Bradford, supervisor of vocational education.

Classroom instruction will be held in the old typewriting room on the bottom floor of the education building. The room has been remodeled so as to be completely self-contained.

At present, close custody prisoners are not allowed access to the vocational shops in the industrial area due to a shortage of authorized staff positions to cover the outer walls at nighttime.

"If they can't go out to the trades," said Bradford, "then we'll bring the trades to them." Additional trades being considered are plumbing, electrical, and landscape gardening.

"There will be some limitations," Bradford added, "but all of the instructors are enthusiastic about the idea and are willing to work with the obstacles."

Any Close A or Close B custodies interested in these trades should contact Mr. Bradford in the education building.

## New Phone Directory

The new updated San Quentin phone directory is now available and may be obtained from the procurement office.

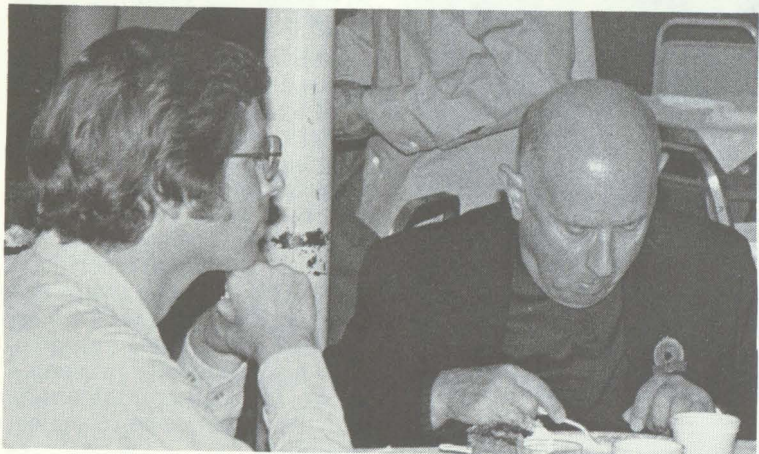
## Appreciation Banquet

# SQ Thanks Outside Guests and Friends

San Quentin's Catholic chapel, under Father John O'Neill, sponsored a banquet Saturday in appreciation of all the volunteers who have devoted their time and services to the chapel and the Catholic in-

mainline and lock-up unit prisoners.

"We're very thankful to these individuals and organizations," said Father O'Neill, "very appreciative of their help; very thankful they could



**OUTSIDE CHURCHES** instrumental in Catholic services here.

mates here over the past year.

On behalf of the Catholic population here, Father O'Neill praised The House, Catholic Social Services, and the memberships of outside churches for their continued support of Catholic services to

be here tonight."

The festive buffet-style meal was another fine accomplishment of the snack-bar crew. Entertainment for the gathering was provided by the Jazz Ensemble, a San Quentin group.



**SEMINARY STUDENTS** volunteer services to Catholic chapel.

## Holiday Message From Ruth Rushen

As the holiday season approaches it is customary to wish one another joy and goodwill. I know it is difficult for you to find much joy in your present surroundings, but I would like to extend to each of you a message of goodwill and of hope.

I sincerely wish that at this time of year you will find goodwill in your hearts for your fellow men and women, regardless of station or status.

Despite your present circumstances, I also wish you the hope that all of us need to endure adversity and to keep on working toward future goals.

The year ahead will hold many changes for corrections as we begin a large scale implementation of alternatives to prison and undertake a major expansion of community facilities. To a great extent the burden of the success or failure of these programs will depend on you.

I hope that those of you who are chosen to pioneer these programs will realize that what you do and how you do it will determine whether or not the men and women who come after you are given the same opportunities that you will have.

As we enter a new year I would like to ask you to reflect on both the power and the responsibility which each of you has — the power to change both yourself and the correctional system for better or for worse, and the responsibility you have to yourself and to those who share your life.

With sincere good wishes for the holiday season and for the future.

—Ruth Rushen, Director



**FATHER O'NEILL**

## —WANTED—

Experienced  
**DRAFTSMAN**

Pay Number

Pay equivalent with experience.  
Medium A custody or lower a must.

Call Mr. T. S. Olson, ext. 313

## San Quentin News

USPS 480-700

The San Quentin News is published weekly by and for the men of the California State Prison, San Quentin, CA 94964.

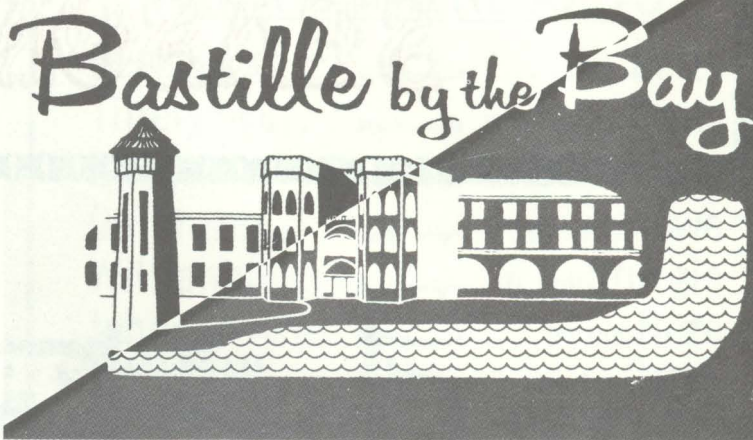
The opinions expressed herein do not necessarily reflect those of the administration, nor the inmate body, and should be considered solely as the opinion of the individual author unless otherwise specified.

Inmates may send the San Quentin News for \$1 per year to persons outside by obtaining and filling out a special San Quentin News order from the education department. Persons outside the institution may subscribe to the San Quentin News for one year by sending their name and address, along with \$2 to the Accounting Office, California State Prison, San Quentin, CA 94964.

G. W. Sumner ..... Warden  
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By Joe Morse

Okay, fans, relax. I'm back . . .

They tell me that one of an editor's duties involves a little editorializing. Well, I sure as hell wouldn't want to be accused of shirking my responsibilities — so here comes Excedrin Headache No. Eleventy-seven.

## Christmas — A Time To Reflect

As I stumbled out of the block and across the upper yard this morning, I noticed the sparse decorations on a few shops and buildings. The holiday season is here again, and I found myself pondering the concept of Christmas and its affect on people. Especially people in prison.

This will be the first Christmas spent in SQ for some people. For others, they have spent too many to distinguish one from another. Regardless of the number of holidays spent here, the mood of the season seems to prevail, and most of us are still aware that Christmas is coming.

The most salient thing I have noticed is how the event becomes less and less important over the years. I've never attached any particular religious significance to the occasion, but I still have my memories of holidays spent with family and friends. A very nostalgic time of the year indeed.

Time does take its toll though, and as I prepare to spend my 19th yuletide season here I notice that the Spirit of Christmas has nearly dissipated. Any joy or good will felt at this time has to be experienced vicariously — through those who still haven't concluded that it's just another day.

This seems to be a common experience for those of us whose paths led us to prison. At the very least, we end up thinking of Christmas as something we'd like to forget. I couldn't even estimate the number of years I've spent hiding from the reality of the occasion.

When it becomes difficult to recall the actual number of holidays we've spent here, it results in less need for chemical or alcoholic assistance in shining the whole thing on. It comes about naturally. Visions fade more each year, dulling the colors and brightness of the memories of holidays past. A psychological necessity, perhaps.

The magic of the occasion may never be completely smothered by the apathy of the environment here, but it does diminish enough to make me wonder whether the Spirit of Christmas can be revived after someone has spent several years feeling at ease with the thought that it's just another day. I'll have to think about that for a while . . .

In the meantime, I'll extend my Season's Greetings to the tens of millions of fans I've acquired since last week — and *perhaps* to the Board of Prison Terms and Paroles. I'll have to think about that, too, for a while . . .



**ANOTHER YULETIDE SEASON** at San Quentin.



The shop will reopen Dec. 28 and will go back to the regular schedule at that time, said Wu.

# Canteen Order Days

**Canteen draws are limited to \$100 per month. You are permitted two draws each month. One on the day designated below according to the last two digits of your number and the other on third draw.**

First Draw			Second Draw			Third Draw		
00 - 49			50 - 99			Make up Draw		
Jan. 6	Feb. 3	March 3	Jan. 13	Feb. 10	March 10	Jan. 20	Feb. 17	March 17
Mar. 31	May 5	June 2	April 7	May 12	June 9	April 14	May 19	June 16
June 30	Aug. 4	Sept. 1	July 7	Aug. 11	Sept. 8	July 14	Aug. 18	Sept. 15
Oct. 6	Nov. 3	Dec. 1	Oct. 13	Nov. 10	Dec. 8	Oct. 20	Nov. 17	Dec. 15

**Actual charging of canteen card withdrawal slips will be made on the dates indicated above, starting at 12:00 noon. Slips placed in the box by the canteen after 12:00 noon will not be considered. Slips sent directly to the trust office will not be considered.**

# To Insure Your Draw...

**PRINT** your name on the upper half of your canteen card withdrawal slip.  
**SIGN** your name on the lower half. Slips will not be charged otherwise.

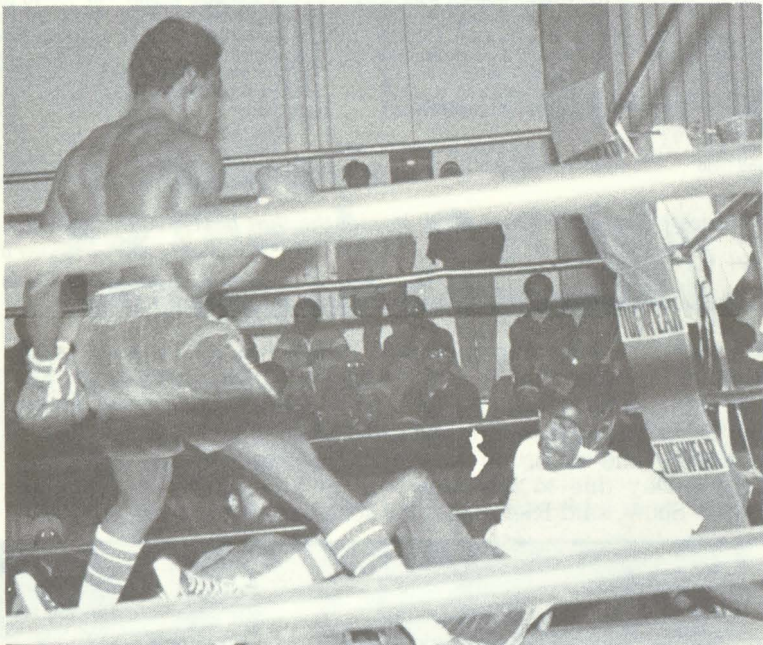
G. Sumner, Warden



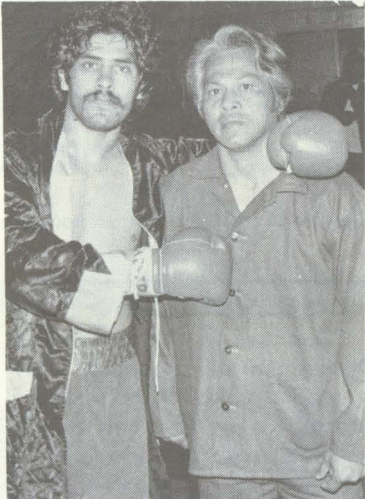
WELCOMED GUESTS who came to SQ to officiate — or simply enjoy — the Dec. 20 fight card.

SQ vs. Fort Ord

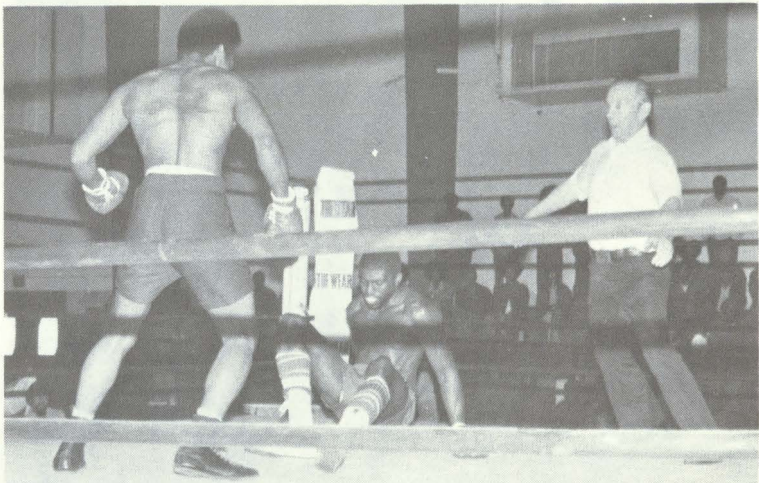
Skyline Gym Hosts  
Fight Card Dec. 20



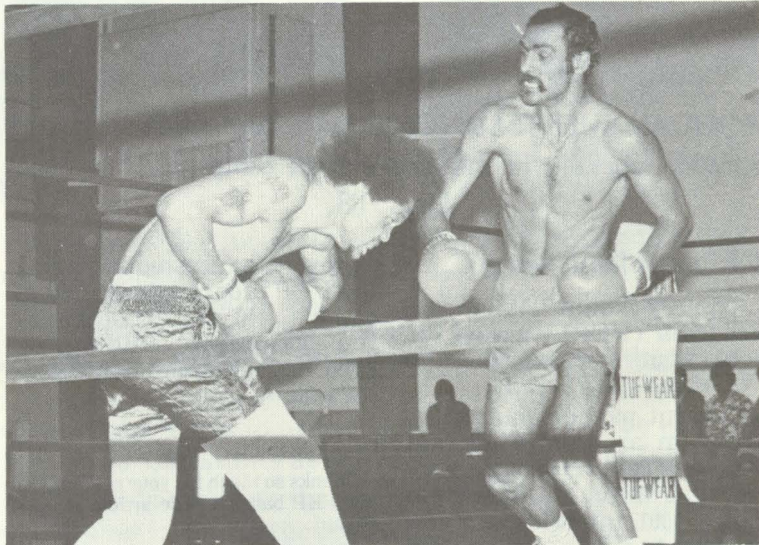
JOE LEWIS STURGIS knocks down Williams from Ft. Ord.



GEORGE GONZALEZ with trainer



TILLARY, KNOCKS DOWN BENNETT as referee Jack Downy steps in.



JIMMY PELTS survives a right hand thrown by Joe Bernal in hard-fought bout. Pelts won by a unanimous decision.

SATE . . .

Continued from page 1

to this immediately as he spoke briefly regarding our next performers. A lady well known for her talent throughout the world, Ms. Nontisizi Cayou and the Wajumbe Cultural Ensemble. Nontisizi displayed instantly to the audience her silky style in taking control as she greeted everyone briefly with charm and a bit of knowledge pertaining to the beauty of the motherland (Africa) and with her grace she eased into the background while releasing the brothers of the Wajumbe music section. They kicked things off with a dose of down home blues, setting the stage for a most enjoyable and enlightening fashion show presented by the lovely Wajumbe Dancers and Brothers.

Pure hand-designed fashions of the motherland, followed by Nontisiyi appearing to inform her audience of the next-event which was a dance ceremony, and its meaning.

The dance was presented by two very inspiring ladies. Brother Ricky Scales and the music department again lost no time in not allowing the audience to become completely captivated by such beautiful dancers as he sparked up

things with some dynamite keyboard playing. This added flames to an already generated fire, but to assure us of their position and as though the keyboard performance was not convincing enough, the brother reached out into the audience and invited the soft, sweet voice of Ms. Hermione Beard, who performs throughout the bay area. Ms. Beard is very well-talented in the blues department and assured everyone of her ability to touch souls as she eased into everyone's hearts with the singing of "My Funny Valentine," plus a few other beautifully done tunes. Such a soft lovely lady with a set of lungs that demands to be heard.

As everyone sat totally engrossed in the show, the appearance of Nontisizi, again, made us aware that, yes, there is much more to Wajumbe than just being dancers. With a charming smile she displayed another dose of knowledge pertaining to the count of beautiful black people in the Motherland. Her richness, the royal acceptance extended to the Wajumbe Ensemble during their performance while in the Motherland.

From there our mistress of ceremony was presented by a most appealing Wajumbe Dancer who displayed the art of dancing very well, while this

graceful lady entertained us. The next performers made themselves ready for a most exciting Thi-Chi demonstration presented by a beautiful mother and son combination.

The north dining hall was full of fire, good vibrations and everyone anticipating the mistress of ceremony's next move. There was disappointment as the swift beats of the congo's kicked up and the heat was on — dressed to demand attention — the Wajumbe Dancers appeared and immediately made it known without a doubt that they had come to inspire souls. That is exactly what these ladies did as they added fuel to a flaming fire. From one beat into another the dancers brought everyone to their feet for a much deserved standing ovation.

The high-spirited variety closing performance by these ladies left no doubt as to who and why the Wajumbe Cultural Ensemble is so very well-received throughout the world. The fact is, the audience was fired up and remained so long after the event had come to its end.

The Sate Organization and population extends a sincere message of love, thanks and appreciation to the Wajumbe Cultural Ensemble for their willingness and participation in the creation of a very meaningful and memorable day here within the walls of San Quentin State Prison.

We extend our personal thanks to all of our outside guests and sponsors for their

thoughtfulness and kindness displayed, and willing participation in this memorable event.

Most important, the Sate organization extends our most profound thanks and appreciation to our inside sponsors who helped to expedite everything as smoothly as possible. Mr. G. S. Kinnard, principal sponsors, co-sponsors, Ms. Liz Backstrom, Mr. T. Durley, Mr. Al. Meaders, Ms. Kathy Culp, Ms. Alnetta Bailey, Mr. T. Douglas and Mr. J. Henson.

To the Sate organization's members for their outstanding performance in assuring a smooth event. Sa-Sa, Sil, J. C., Slim and Stan, the stage crew. C. C. and the brothers, the floor crew and security. Mr. Chiti Miller, art display department, and Big Dip McCray for coming out of retirement and sharing their skills and knowledge.

Acknowledgements should also be extended to the Director of Corrections, Ms. Ruth Rushen, who was unable to attend personally but sent her best wishes for a successful event. Ms. Loretta Collier, a member of the Board of Prison Terms who expressed her regrets that she was unable to attend due to a busy schedule and to Ms. Rochelle Metcalfe, reporter for the Sun Reporter News who not only extended her best wishes, but displayed her support with a written Thanksgiving article to and for the Sate organization in her column. She also expressed, at this time, that due to prior

commitments she would be unable to grace us with her presence.

Last, but certainly not least, to the mainline population for their superb display of courtesy and unity you presented on our special day. It was you who not only assured us, but most important the administration staff that, we can, and we are capable, of coming together for such a joyful event without staff's fear of security being threatened.

Our regrets to those brothers who began with us to make this event a meaningful creation but were unable to attend due to being placed in lockup units, and to all the brothers there — we trust that this story and photo display will be a touch of much-needed inspiration.

— WEEKEND MOVIE —

**Smokey  
And The  
Bandit II**

The original stars of "Smokey and the Bandit" (Burt Reynolds, Sally Field, Jackie Gleason, etc.) return in this sequel. This time Reynolds is hired to truck a pregnant elephant to the Republication convention, with Gleason trying to shortstop him along the way. Rated PG.

— HOLIDAY MOVIE —

**"Caddyshack"**

This comedy exposes the bigotry, ignorance, lust, and all-round scurriness to be found at your standard, upper-middleclass country club. Stars Rodney Dangerfield, Chevy Chase, and Bill Murray. Rated R.